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Monday, June 22, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



A. F. Heuer, successor to
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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, JUNE 22, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, June 22, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Quorum present.

Supervisor Shannon presiding, on motion by Supervisor Mead.

Supervisor Colman excused from attendance.

Supervisors Brown and Green were noted present at 2:20 P. M.

APPROVAL OF JOURNAL

The Journal of Proceedings of the meeting of May 25, 1942, was considered read and approved.

Expression of Appreciation by Mr. Daniel F. Del Carlo, Director Golden Gate Bridge and Highway District

During the day's proceedings, Mr. Daniel F. Del Carlo, recently elected Director of the Golden Gate Bridge and Highway District, addressed the Board briefly, expressing his gratitude for honor bestowed upon him, and promising, to the best of his ability, to work for the best interest of the City and County of San Francisco and for the bridge district.

SPECIAL ORDER—2:00 P. M.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of portion of Quintara Street between 45th and 46th Avenues, by paving, et cetera, by Chas. L. Harney, as described in Declaration of Intention, Order No. 16,228, passed July 11, 1941.

No protests having been received, the assessment was confirmed and the Clerk was directed so to notify the Director of Public Works.

SPECIAL ORDER—2:30 P. M.

Consideration Continued

The following matter from Joint Finance and Public Utilities Committee without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

**Authorizing Public Utilities Commission to Enter into Lease With
Market Street Railway Company for Acquisition of its Transportation Facilities, with an Option to Purchase.**

(Series of 1939)

Bill No. 1741, Ordinance No., as follows:

Authorizing Public Utilities Commission to enter into lease with Market Street Railway Company for Acquisition of its Transportation facilities, with an option to purchase.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities Commission, adopted May 25, 1942, the said Commission is hereby authorized and directed to enter into a lease with the Market Street Railway Company which lease shall, among other things, provide for the acquiring of the use of all the operating properties of the said company, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, carbarns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall forthwith provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

Discussion

Supervisor Brown, at the beginning of the consideration of the lease-purchase plan for the acquisition of the operative properties of the Market Street Railway Company, moved that the Board hear from the public, after which time, the matter be taken into the hands of the Board, and consideration by the Board be continued until Monday, June 29, 1942.

Supervisor Roncovieri suggested that possibly the Board could not conclude its public hearing on the question during the day, and moved, as an amendment that the Board recess from day to day, to reconvene each morning at 10:00 o'clock until the public has been given full opportunity to express itself.

The Chair, however, ruled the motion out of order.

Committee of the Whole

Thereupon, on motion by Supervisor Brown, the Board resolved itself into a Committee of the Whole, Supervisor Shannon acting as Chairman.

No objection, and so ordered.

Communications

Communications were presented and read by the Clerk, and printed elsewhere in the Journal, immediately following the conclusion of the discussion of the subject.

Mr. Will L. Merryman, representing the Chamber of Commerce, addressed the Board at length, emphasizing and explaining in detail, in reply to questioning by members of the Board, statements contained in communication from the Chamber of Commerce, copy of which is printed in full in connection with the discussion of the entire matter.

Mr. E. G. Cahill, explained in detail the proposal under consideration. The proposal has been approved by the Public Utilities Commission, by the Mayor, and by himself. However, the proposed lease has not yet been drafted. Before such draft could be made, it is necessary that the desires of the Board, in connection therewith, be made known.

Supervisor Green suggested that there should be at least a memo

of the salient features of the proposed lease before the Board for consideration. Until such memo is before the Board, there can be no intelligent discussion as to the plan. He would, therefore, move that further consideration be postponed for one week, and in the meantime, the City Attorney prepare and present to the Board a rough draft of the terms of the proposed lease.

Motion seconded by Supervisor O'Gara.

The Chair ruled such motion would be in order after the Committee of the Whole had arisen and reported to the Board.

Whereupon, Supervisor Brown moved that the Committee of the Whole rise and report.

Motion failed by the following vote:

Ayes: Supervisors Brown, Green, Meyer, O'Gara—4.

Noes: Supervisors MacPhee, Mead, Roncovieri, Shannon, Uhl—5.

Absent: Supervisors Colman, Gallagher—2.

In reply to question by Supervisor MacPhee as to how, as it had been reported, that the City and County was losing \$8,000 per day for each day's delay in executing the proposed lease with the Market Street Railway Company, Mr. Cahill pointed out that San Francisco could expect to earn that amount from the time the lease was executed until the end of the war. The Board of Supervisors could give immediate permission to execute the lease. Should the matter be referred to the people for their vote, there would necessarily result a long delay, during which time the revenue which might be earned, would be lost.

Mr. Cahill in reply to further questioning by Supervisor MacPhee, explained how the valuations of the Market Street Railway Company properties had been arrived at. The valuations had been made by engineers in the employ of the Public Utilities Commission, and by Mr. Paul Beck, attached to the City Attorney's office, using as a basis, reports previously made by former City Engineer O'Shaughnessy.

Mr. Adolph Petry, of the Haight-Fillmore district, opposed the proposed lease-purchase plan.

Mr. George Gerhard, of the Civic League of Improvement Clubs, urged that the entire proposal be submitted to the people for their decision. In connection with his arguments, he presented report which is included with other reports presented, and printed in the Journal of Proceedings.

Mr. Eugene Pfeffer of the Market-Guerrero Improvement Club, also urged reference of the matter to the people. He suggested that a public meeting be held in the Civic Auditorium, where the entire matter could be presented to the large number of citizens who were interested therein.

Mr. Louis Magidson, representing the Cayuga Improvement Club, announced that his club had gone on record favoring the proposed lease-purchase plan.

Mr. Carroll Newburgh, President of the Central Council of Civic Clubs, announced that the Central Council was opposed to the proposed plan at this time, but desired further time for more consideration.

Mr. E. P. Troy, speaking for himself as a citizen, opposed the proposition to acquire the Market Street Railway Company properties.

Mr. Lloyd Taylor, representing the Market Street Association, opposed any move to saddle San Francisco with a seven-cent car fare. Mr. Taylor presented written statement.

Mr. Charles R. Wood, also speaking for the Cayuga Improvement Club, confirmed the statement by Mr. Magidson, that his club favored the proposed lease-purchase plan.

Providing for Appointment of Accountant to Advise the Board as to Fiscal Considerations Pertaining to Proposed Market Street Railway Company Lease-Purchase Plan.

(Series of 1939)

Supervisor O'Gara presented Resolution No. as follows:

Whereas, In connection with the proposal for the lease-purchase of the Market Street Railway, the Board of Supervisors has been presented with conflicting information and claims from the Market Street Railway Company, the Public Utilities Commission and others, including members of the Board of Supervisors, and

Whereas, Chief among the contentious points in connection with this proposal are the figures submitted, purporting to represent the value of the properties involved, the Market Street Railway Company stating that as of December 31, 1942, the properties will have a depreciated value of \$17,237,202, and the Public Utilities Commission declaring that as of May 1, 1942, the properties were worth \$9,957,000, and

Whereas, There are other matters involved in connection with this proposal, such as interest rates and other fiscal features which are not within the peculiar knowledge of the members of the Board of Supervisors and upon which they cannot be expected to act without competent and impartial advice; now, therefore, be it

Resolved, That the Joint Finance and Utilities Committee of this Board be and is hereby authorized and directed, after investigation, to recommend to this Board, the employment of an impartial, certified public accountant qualified to advise this Board upon the fiscal considerations pertaining to the lease-purchase proposal and further qualified, if possible, to appraise this Board, after investigation, as to whether a new, independent and up-to-the-minute reappraisal of the Market Street properties is advisable, and, if so, ordered by the Board of Supervisors, to reappraise the properties of the Market Street Railway Company. In this connection, the Committee is requested to give special consideration to John F. Forbes, who so competently performed similar work in the Pacific States Building and Loan case; and be it

Further Resolved, That the fee of such financial adviser be not more than \$5,000, exclusive of a fee for complete reappraisal; and be it

Further Resolved, That the Clerk of this Board be and is hereby directed to inquire of the Railroad Commission of the State of California whether or not, either with or without remuneration therefor, it would be willing to conduct studies looking to the establishment of a fair price for those properties of the Market Street Railway Company involved in the lease-purchase plan presented by the Public Utilities Commission.

Referred to Joint Finance and Public Utilities Committee.

Printing of Reports and Documents Authorized

On motion by Supervisor Roncovieri, the Clerk was authorized and directed to have printed, and available for distribution to all desiring them all reports and documents presented in connection with the consideration of the proposed lease-purchase plan.

Consideration Proposed

Supervisor Green renewed his motion that further consideration be postponed for one week, and in the meantime, the City Attorney be requested to prepare and present to the Board a rough draft of the terms of the proposed lease. However, pursuant to suggestion made, he changed his motion to provide for a two week postponement instead of one week.

Supervisor MacPhee, however, announced that he intended to move that the entire matter be re-referred to the Mayor and to the Public Utilities Commission for a more comprehensive program, one that the Board of Supervisors, taxpayers, and public in general will be anxious

to take hold of. For that reason he would have to vote against Supervisor Green's motion and ask that the Board send the entire matter back to the Mayor and the Public Utilities Commission.

Supervisor Shannon, however, suggested that if Supervisor Green's motion is carried, the Board will get something before it that it might want to consider. Then if that is not satisfactory, Supervisor MacPhee's motion might well be considered.

Supervisor O'Gara announced that he would vote for Supervisor Green's motion, feeling that it would enable the Board to have something tangible to consider. He would not vote for Supervisor MacPhee's proposal because he did not intend to vote for something until he knew what it was.

Supervisor Roncovieri suggested that a postponement for one week be approved, rather than two weeks.

Supervisor Green, in reply, called attention to statement by the City Attorney that one week would not give him sufficient time to prepare the lease, as requested.

Supervisor Shannon also expressed opposition to two weeks delay.

Supervisor MacPhee announced that the lease-purchase proposal was the only one before the Board now. The Finance Committee has pointed out, he continued, that a considerable amount could be saved by financing the acquisition of the Market Street Railway Company properties by a bond issue, rather than by the lease-purchase plan. He would, at this time, vote against any proposal except re-reference of the entire matter to the Mayor and to the Public Utilities Commission for a different plan.

Thereupon, the roll was called and the motion to postpone further consideration for two weeks was carried by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Colman—2.

Supervisor Roncovieri moved that the Finance Committee be authorized to bring to the Board a counter proposal to that of the Mayor and the Public Utilities Commission.

Motion seconded by Supervisor Gallagher.

Supervisor Mead, speaking to the motion, stated that he had no particular objection to the motion. He noted, though, that whenever some survey or proposition was requested of various city departments, there was always a request for some \$15,000 to \$20,000 made of the Board, and he inquired if the Finance Committee were expected to formulate such plan without any funds.

After brief discussion, the motion by Supervisor Roncovieri was carried by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Meyer, Roncovieri, Shannon—5.

Noes: Supervisors Green, Mead, O'Gara, Uhl—4.

Absent: Supervisors Brown, Colman—2.

Action Rescinded

Supervisor MacPhee, seconded by Supervisor Mead, moved that the action of the Board, whereby the motion by Supervisor Roncovieri was carried, be rescinded.

Motion carried by the following vote:

Ayes: Supervisors Green, MacPhee, Mead, Meyer, O'Gara, Uhl—6.

Noes: Supervisors Gallagher, Roncovieri, Shannon—3.

Absent: Supervisor Brown, Colman—2.

Thereupon, Supervisor MacPhee announced that the reason for the motion to rescind was to enable a motion to be made to Supervisor Roncovieri's motion.

for the amount mentioned above, I will submit and recommend the offer to the Board of Directors and the Stockholders. Any sale would require the approval of the Railroad Commission of the State of California.

Very truly yours,

(Signed) SAMUEL KAHN

President

MARKET STREET RAILWAY COMPANY
San Francisco, California

Office of
Samuel Kahn
President

May 21, 1942

Honorable Angelo J. Rossi, Mayor
City and County of San Francisco
City Hall, Civic Center
San Francisco, California

Dear Mr. Mayor:

This letter will confirm the understanding reached with you, Mr. Cahill and Mr. O'Toole at the City Hall on Monday, May 18th, 1942, in regard to the proposed lease and ultimate acquisition of the operative properties of the Market Street Railway Company by the City and County of San Francisco.

I am prepared to submit for the consideration of the Board of Directors and the Stockholders of the Market Street Railway Company and to the Trustee of the First Mortgage 5% Bonds due April 1, 1945 of the Market Street Railway a proposal that the Company lease all of its operative properties—a list of which is to be furnished—to the City and County of San Francisco for a period of seven years.

I shall not attempt to outline comprehensively herein all of the terms and conditions of the proposed lease since the provisions of such a document must be necessarily worked out by our counsel in conjunction with the City Attorney. Among other things, however, the lease will provide that the City shall pay to the Company as rentals during each year of the lease the amounts listed as follows:

1943.....	\$ 2,000,000.00
1944.....	2,000,000.00
1945.....	1,520,000.00
1946.....	1,520,000.00
1947.....	1,520,000.00
1948.....	1,520,000.00
1949.....	1,454,415.00

\$11,534,415.00

The rentals for each calendar year, mentioned above, will be paid in twelve equal monthly installments on the first of each month. Provision will be made whereby the City may anticipate rental payments if it should desire to do so.

We have estimated that from the aggregate amount of rentals the Company would be able to pay all interest on its bonds and other interest bearing obligations, as outstanding from time to time, and estimated at \$1,189,415.00; to pay its property taxes to the City estimated at \$1,505,000.00; to pay a balance of \$729,000.00 against purchase price of busses which cost when new approximately \$1,250,000.00; to pay office expenses amounting to \$350,000.00; and insurance amounting to \$140,000.00, leaving a balance of \$7,621,000.00 for the Company for its corporate purposes. That balance, plus the \$729,000.00 (bus payments mentioned before) aggregates \$8,350,000.00 and represents the price for the properties to be leased.

The agreement would also provide that the City and the Company would make a cash adjustment for any tax accruals at the date of com-

mencement of the lease and that an adjustment would be made in the annual rental to compensate any change in the property taxes levied by the City above or below \$215,000.00 annually so that if taxes should be increased the City would increase its rental payments accordingly or if taxes should be lowered there would be a corresponding reduction in the rental.

It would be provided further that at the termination of the lease the Company would cause its operative properties to be transferred to the City and County of San Francisco for the amount of \$1.00.

Upon advice from you, at any time during the remainder of the calendar year, that the City has duly authorized you to proceed with the carrying out of the transaction as generally outlined above, I shall submit and recommend the lease and purchase contract to the Board of Directors and Stockholders of the Company and to the Trustee of the First Mortgage 5% Bonds of the Company for their approval.

The proposals herein contained will have to be approved and sanctioned by all public authorities, commissions, boards and governmental agencies having jurisdiction and validated by an adjudication of the Supreme Court of the State of California.

I shall appreciate your advising me as to whether or not the foregoing correctly outlines our understanding.

Very truly yours,

(Signed) SAMUEL KAHN

SK:AK

President

Manager Cahill's Statement in San Francisco News, June 17, 1942 Lease-Purchase Plan

June 17, 1942.

I believe it is generally conceded that the consolidation of the Market Street Railway with the Municipal Railway is necessary as the first formal step in the solution of San Francisco's traffic problem.

There are two possible ways by which consolidation can be achieved.

1.—A lease-purchase plan providing for annual payments for a period of seven years, which will include purchase price, interest, operating expenses and taxes which must be paid by the Market Street Railway Co. during the lease period.

2.—A bond issue, purchasing the Market Street Railway Co. outright.

It is, of course, common knowledge that any installments purchase plan is more expensive than an outright purchase plan, but the principle of installment purchasing is well recognized in San Francisco and is used in a great majority of purchases of such things as automobiles, furniture, clothing, radios, homes and many other articles, notwithstanding the acknowledged higher cost of the installment buying plan. Installment buying is fundamentally a recognition of the "pay as you go" plan of acquiring property.

The deal which has been arranged by Mayor Angelo J. Rossi and the Public Utilities Commission with the representatives of the Market Street Railway Co. provides for purchase of the Market Street Railway properties over a seven-year period, with the following payments:

1943.....	\$ 2,000,000.00
1944.....	2,000,000.00
1945.....	1,520,000.00
1946.....	1,520,000.00
1947.....	1,520,000.00
1948.....	1,520,000.00
1949.....	1,454,415.72

Total.....\$11,534,415.72

An alternative which has been proposed is a bond issue of \$8,350,000

of general obligation bonds to be retired in seven years or some other longer period. To that price interest over a period of years must be added.

I favor the "pay as you go" lease-purchase plan because, based on a universal fare of 7c with universal transfers throughout the city, and further based on the increase of pay to \$7.00 per day for platform men, the combined properties have a net earning capacity of \$8,000 per day which will enable us to pay off approximately \$250,000 per month against the purchase price of the Market Street Railway Co. A net annual income of three million dollars per year can be earned by the combined properties for the duration of the war.

Authority can be given by a majority vote of the Board of Supervisors to make the lease and start taking advantage of war conditions to purchase the Market Street Railway Co. Without such authority the Public Utilities Commission cannot enter into the lease-purchase deal. It is obvious that time is of the essence in the matter, because each day lost represents a loss of \$8000 which might have been paid toward acquisition of the Market Street Railway properties.

The agreement with the Market Street Railway Co. contains an option to purchase the plant outright for the balance due on the purchase price at any time during the seven-year life of the lease-purchase plan. It is, therefore, obvious that the city can abandon the "pay as you go" plan at any time and substitute a bond issue and cash payment to consummate the deal.

I repeat that under war conditions the combined properties can earn 3 million dollars net annually to finance the "pay as you go" plan. I favor that plan rather than a bond issue, because the latter pledges the credit of the taxpayers of San Francisco, is unnecessary at present and may always be resorted to if in the judgment of the Board of Supervisors and the Public Utilities Commission it becomes necessary.

By taking over the Market Street Railway properties under the lease-purchase "pay as you go" plan, immediate betterment in service can be made, whereas by means of a bond issue it will be necessary to let at least six months elapse before the matter can even be placed before the people in an election.

In the matter of service, between 50 and 100 Market Street Railway cars now unused can be added to the present inadequate facilities of the city on the day that the lease is made.

The use of inside Market Street tracks and outside Market Street tracks can be immediately equalized so that the tremendous load now carried on the outside tracks may be lessened and the smaller load now carried on the inside tracks may be increased, thus speeding up and providing more transportation on lower Market Street which is the bottleneck of mass transportation in San Francisco.

The universal transfer can be immediately inaugurated.

A number of duplications of service can be immediately eliminated.

New motorized primary routes, connecting downtown and industrial districts with residential districts, can be quickly inaugurated.

In short, the lease-purchase plan makes possible speedy corrective action for the mass transportation situation in San Francisco, which is impossible under any other program, including a bond issue.

Much of the discussion to date has centered about the rate of interest to be paid on the base price of \$8,350,000 under the "pay as you go" plan. These exchanges of opinion have not served the common purpose, namely: unification as soon as possible.

There is only one comparison to be made in this connection and that is the comparison between the rate of interest that will be paid under the "pay as you go" plan and some lesser but unpredictable rate of interest under any of several bond issue plans.

Under the "pay as you go" plan there is no lien upon the credit of

the taxpayers unless they vote for such a lien at some subsequent date in order to protect their equity as established by installment payments.

Under the bond issue plan, the lien upon the credit of the taxpayers begins at once in the full amount of \$8,350,000.

Under the "pay as you go" plan, the unified operation will have a trial period to prove to the people the advantages of such operation prior to the date of asking them to risk their credit.

Under the bond issue plan, they will be asked to risk their credit in the full amount of the purchase price immediately, without any trial period and without any chance for relinquishment of the obligation such as is possible under the "pay as you go" plan.

Certainly, the necessity for unification must be most pressing in the minds of advocates of a bond issue, since they would risk the city's credit at once for the full amount of the purchase price, when the money is not needed, rather than to pay as they go from revenue until such time as the money is needed.

I do not believe that advocates of a bond issue can show that the savings in interest by bond issue over installment-buying from revenues will even approach the amount that could be earned by leasing immediately and that will be lost for payment toward acquisition by waiting.

If the necessity for unification is as pressing as the bond proposal indicates, does it seem logical to risk the possibility of defeat of a bond issue prior to a trial period of unified operation—an unhappy result which would defeat unification permanently?

Under the "pay as you go" plan we take no risks immediately.

Under the bond issue plan we take two risks, namely:

- 1.—If the bonds fail of passage there will be no unification.
- 2.—If the bonds pass, the credit of the taxpayers will be risked in the full amount of the purchase price at once.

At any time during the next seven years we can meet the decreasing risks of a bond issue if it becomes necessary. Meanwhile, all the payments made from revenues toward acquisition will have served materially to reduce the amount of bond issue.

There is only one other important point and that is the purchase price.

The mayor, the Public Utilities Commission and myself in conference with representatives of the Market Street Railway Co. have obtained the most favorable figure we could obtain. I do not believe it can be improved but we are all agreed that if a better price is obtainable by some one else, we shall certainly be happy to proceed toward acquisition on that basis.

I very much doubt, however, that the rate of scaling down of the purchase price, even if such a thing were possible, could amount in the final analysis to the total losses we will have suffered during such negotiations from failure to receive the net revenues of \$8000 per day, possible now under unified operation.

While the matter of purchase price may be subject to debate, we are debating a known price arrived at by negotiation against some other price arrived at by opinion and wishful thinking contrary to the experience already had in the negotiations. We are debating in spite of the fact that it costs us \$8000 each day spent in that effort, with a very small likelihood of establishing any fixed figure below \$8,350,000, which the Market Street Railway has held to be its minimum.

The proposed base purchase price under the "pay as you go" plan is \$8,350,000 as compared to the following valuations:

Valuation by Market Street Railway Co.....	\$17,237,202
Valuation by engineers of Public Utilities Commission and valuation engineer of City Attorney's office.....	9,957,000
Assessed valuation by State Board of Equalization on basis	

of 50 per cent of true value..... 9,605,200
 Thus, the negotiated purchase price is \$1,255,200 lower than the lowest of these three valuations.

I do not believe it is reasonable for any person to reject all three of these valuations and to substitute another on the assumption that some new and lower valuation formula acceptable to both buyer and seller can be devised.

Assuming either a price of \$8,350,000 or some lower figure established by some appraisal process as yet to be disclosed by advocates of a lower figure, we must still weigh the respective advantages of the "pay as you go" and the bond issue proposals.

These are:

For the bond issue proposal:

1. Interest rates will be less.

For the "pay as you go" proposal:

1. Improvement of service will be possible at once.
2. Experience in unified operation will be had without risk of the taxpayers' credit.
3. Unification will not be jeopardized by risking a bond issue requiring a two-thirds majority vote before the people have had an opportunity to see the advantages of unification.
4. Increased revenues of \$8000 per day for application toward the purchase price will become immediately available without risk of tax funds.
5. A bond issue may be asked for during any time of the seven-year lease period if and when the money is needed, as against pledging the credit of the city for the entire sum at once.
6. The entire sum can probably be paid from revenues without ever risking the taxpayers' money.

We all know that the taxpayers want transportation and they are not particularly interested in the method by which it is obtained so long as it doesn't cost them any tax money.

The bond issue proposal immediately pledges their credit.

The "pay as you go" plan costs them nothing. Even assuming the worst possible result of the "pay as you go" plan, the lease can be terminated at any time by sacrificing payments previously made from funds we never would have had if we had not entered into the lease-purchase plan in the first place.

All the protests against the "pay as you go" plan are protests against the expenditure of funds which we do not have and which we will not get without unification; and the loss of which under the worst possible conditions would still cost the taxpayer nothing.

Signed,

E. G. CAHILL.

Telegram from Supervisor Colman

1942 Jun 22 PM 12 34

FQ—89—161—DL—Los Angeles, Calif—22—1050A

David Barry

Clerk Board of Supervisors

City Hall, San Francisco

I regret being called out of town by important business. Regarding proposition to acquire Market Street Railway I respectfully suggest the utmost consideration before reaching decision. Undue haste is not necessary. After hearing from the public the various plans and suggestions which appear to have merit should be thoroughly investigated by the Public Utilities and Finance Committees. As to my personal views I favor unification of the systems. I believe more time should be granted the city in which to complete the purchase possibly some

period between ten and fifteen years. On present setup should receipts fall off ten percent after conclusion of the war a tax levy would be necessary. No amount is set up for repairs and upkeep of the Market Street System, which urgently needs repairs and upkeep. The people should be told this situation. In a matter so vital to the welfare of the city these points and others should be carefully weighed. My regards to all.

JESSE C. COLMAN

**Controller asks for Extension of Time for
Study of Figures Submitted**

June 18, 1942

Honorable Chester R. MacPhee
Chairman, Finance Committee
Board of Supervisors
City and County of San Francisco

My dear Supervisor:

Reference is made to the letter of June 11, 1942 addressed to me by David A. Barry, Clerk of the Board of Supervisors, copy of which letter is attached.

Since receipt of the request, this office has been diligently perusing the statements submitted by Supervisor MacPhee and Mr. Cahill, Manager of Utilities. Despite the close attention devoted to the assignment, it is found that we shall be unable to complete a report in time for the meeting of the Board of Supervisors, Monday, June 22, 1942.

This notification is addressed to you, as Chairman of the Finance Committee, so that your Committee may, in its discretion, recommend to the Board our request hereby made for an extension of time of one week.

Very truly yours,

HAROLD J. BOYD,

Controller

June 11, 1942

Hon. Harold J. Boyd
Controller
City Hall

Dear Sir:

At the meeting of the Board of Supervisors on Monday, June 8th, the attached correspondence and statements, etc., concerning acquisition of the properties of the Market Street Railway Company, were, on motion, ordered printed and distributed to all civic organizations, improvement clubs and interested individuals in order that the public might be fully advised as to this proposed transaction and be in a position to offer intelligent criticism of it when the matter is again considered in the Board of Supervisors on Monday, June 22nd at 2:30 PM.

You are requested, on motion of Supervisor Roncavieri, to make a study as to the correctness of the figures involved, with particular reference to those presented in the statements of Supervisor MacPhee and in the reply to same by Manager of Utilities, Mr. Cahill.

Very truly yours,

DAB:Ba

(Signed) DAVID A. BARRY

Att.

Clerk of the Board

**City Planning Commission Approves Lease-Purchase Plan for
Acquisition and Consolidation of Street Railway Facilities**

June 12, 1942

Honorable Board of Supervisors of
the City and County of San Francisco

Gentlemen:

It has come to the attention of the City Planning Commission that

your Honorable Board has under consideration matters relating to a proposed Lease-Purchase plan for acquisition of the operative properties of the Market Street Railway Company.

In this connection the Commission wishes to advise that as an integral part of its work on the Master Plan study has been given problems of transit and transportation.

In the study of such problems the Commission has considered:

(1) Probable effect on the development of the city by the unification of the street railway systems contemplated in the purchase of the Market Street Railway.

(2) Probable improvement in mass transportation services for the people of San Francisco that might result from consolidation.

(3) City Planning Commission's recommendation as to the advisability of the proposed purchase and unification plan.

One of the first recommendations of the Planning Commission's Consultant was "the unification of the street railways or the establishment of the uniform fare with universal transfer privilege" for the immediate benefit of the whole city.

As with any phase of city development or physical improvement the Planning Commission will ascertain first, is the project needed. Second, is it justified now or at what time in the future. Third, what will be its effect on city growth, development and improvement.

It should be stated at the outset that the transit and transportation problem is definitely a part of the Master Plan. Traffic and the street system are closely related to the transit plan. An efficient street system provides the right-of-way for the transit system. The movement of automobiles over a thorofare system and the movement of mass transportation vehicles must of necessity be coordinated.

Transit facilities must be coordinated with all other physical needs of the city. A transit system must be a definite part of the city's structure along with sewer, water, thorofare, educational, park and recreation systems, to name only a few.

In any public service there is waste in duplication. This is especially true where one is municipal and one private. Both systems are out after all that can be secured. If the differential were one of service alone it would not be so bad but where there is a differential in rates for service many complications exist.

With regard to the transit and transportation problem where there is a fare differential, no universal transfer privilege and limited service on each system the general public is the loser. It is necessary to pay two fares to ride to many parts of the city from some sections. This may occur infrequently to the majority of the people but when it is taken over the city as a whole and over a year the amount is considerable. Under a unified system this will be a material financial saving.

Duplication of service by two or more companies has been experienced by many cities during their history. In every case a unification of transit facilities has meant a great step forward. This step can now be taken in San Francisco.

(1) Probable Effect of Unification on City Development.

San Francisco has developed in spite of the handicap of an inadequate transportation system. Just how much its growth has been held back is not immediately ascertainable. But this has occurred. It is possible to live many miles out of the city and spend an equal or slightly longer travel time between home and work rather than use the slow transportation systems within the city.

The most serious effect of an inefficient transit system is decentralization. There are several indications that decentralization has occurred in San Francisco. It is altogether probable that the movement of families out of the city is chargeable to some extent to the existing transit facilities.

It should be more or less fundamental that an improvement in the transportation system should hold many citizens in the city and could easily be expected to enable some families to return to the city if it is advantageous from a transportation point of view.

Under a unified system it is to be expected that not only better basic system will be developed but better trackage, equipment and what is even more important, better service provided.

The best statement regarding the probable effect on the city development of unification at the present time seems to be the following: Unification now of the street railway systems should, together with improved service, uniform fare and universal transfer privilege, *retard decentralization* resulting from inadequate transportation facilities. It will further aid in post war planning and post war construction. A definite plan can be made now for a greatly improved transit system to be gradually carried out after the war. To postpone this opportunity now would delay perhaps for many years any major change in the transit facilities.

(2) *Probable Improvement in Mass Transportation Service for the People of San Francisco that might result from Consolidation.*

First of all, with a unified street railway system, service should be materially improved through more efficient use of rolling equipment for the war period.

Second, in all probability enough saving in duplicate bus mileage and in needless bus mileage could be made to provide adequate bus feeder lines to improved electric car lines. By inaugurating faster service and the establishment of some express service to the districts more distant from the center of the city a more efficient system should result.

Third, only by unifying the transit facilities will a comprehensive and efficient transportation system be developed.

Fourth, improvements to trackage, equipment and service could be made over a definite transit system rather than over many miles of duplicate or triplicate routes as now exist.

Fifth, it can be safely predicted that the people of San Francisco will approve a plan to consolidate the street railways if the benefits of a unified system were demonstrated to the riding public.

(3) *The Planning Commission's Recommendation as to the desirability of the Purchase and Unification Plan.*

A comprehensive and adequate transit system can be planned for present and future needs of the entire city only by consolidation of the street railways.

With a unified system better service, better trackage and better equipment should be provided which will attract more riders and reflect in earnings instead of deficits.

One of the major causes of decentralization of both business and residential development will be retarded by providing faster and more improved transit service to all parts of the city.

By acquiring immediately all lines necessary for unification better emergency transportation can be provided at the same time securing the maximum revenue during the first years of municipal operation.

Unification will make possible the elimination of the deplorable transit condition on Market Street by more efficient use of the trackage which should result in a material improvement of what is potentially one of the best business streets of any city in the country.

It is doubtful if ever a more opportune time will be presented when there is such a distinct financial advantage to the city as now. With the high riding habit characteristic of this city in the past and with vastly improved and more efficient service a high riding habit can be held for many years to come.

Inasmuch as street traffic and transportation are so closely related,

any improvement in the mass transportation facilities will make a definite improvement in vehicular traffic circulation.

Now applying the three tests stated at the beginning of this report:

First, is the project needed?

The answer is obviously "yes" and for reasons stated in this report.

Second, is the project justified now or at what time in the future?

The unification seems amply justified now and should be undertaken as soon as financial and legal phases can be worked out. If postponed any great length of time, many of the immediate benefits will be lost.

Third, what will be its effect on city growth, development and improvement?

This has been discussed heretofore in this report and it is the opinion of the City Planning Commission that city growth and development will be greatly benefited by street railway unification.

The Planning Commission believes that the lease-purchase plan for immediate consolidation of the street railways is the most advantageous and practical method. This plan has many definite merits in that quicker consummation of this project may be brought about and the more important fact that the ultimate purchase can be made out of the earnings of the unified system.

Respectfully submitted,

CITY PLANNING COMMISSION

By Douglas Dacre Stone,

Vice President

DDS/L

Effect of a 6 cent Fare

Listed below is the effect of a .06c fare in accordance with the estimated annual income and expenses as set forth by the Public Utilities Commission.

This is based upon a price of.....	\$7,000,000	
Plus interest at 2¼% for 12 years.....	1,260,000	
Total Price.....	\$8,260,000	
	.07c	.06c
Estimated Revenue based on January 1st to May 1, 1942 Income of both Railways.....	\$12,968,684.00	\$11,116,015
Estimated Operating Expenses—		
Street Cars (2,100,000 car hours at \$3.67 per car hour)	\$7,707,000.00	
Buses (800,000 bus hours at \$2.33 per bus hours).....	1,864,000.00	9,571,000.00
Excess of Receipts over Operating Expenses	\$3,397,684.00	\$ 1,545,015
Less Accident Reserve (3% of Estimated Revenue).....	389,060.00	Same
Balance Available for Taxes Depreciation, Interest and Amortization.....	\$3,008,624.00	\$ 1,155,955
Estimated Taxes Paid to City and County of San Francisco.....	215,000.00	Not considered
	\$2,793,624.00	
Less Interest and Redemption Requirements Municipal Railway Bonds.....	152,500.00	Same

Balance Available for Reconstruction and Replacements, Deferred Maintenance, and Interest and Payments on Purchase Price	\$2,641,124.00	\$ 1,003,455
Loss of short haul riders and universal transfer	225,000.00	225,000
Balance	\$2,416,124.00	\$ 778,455
Net Amount available for payments 12 Years to pay off in 12 years—Yearly.....		662,000
Yearly Balance.....		\$ 116,455
Net Amount Available for Payments.....		\$ 778,455
20 Years to pay off in 20 years—Yearly at 3% int.....		470,000
Yearly Balance		\$ 308,455

Note: The above is not a recommendation but is computed for information so that the .06 fare may be given consideration.

**Civic League of Improvement Club and Association Recommends that
Lease-Purchase and Bond Purchase Plan be Submitted
to the People in November**

San Francisco, June 19th, 1942

Executive & Advisory Boards
Civic League of Improvement Clubs & Associations
San Francisco

Gentlemen:

Your Transportation Committee herein presents its report on the proposal for the City to acquire the operative properties of the Market Street Railway Company under a seven year lease-purchase plan for an over-all price of \$10,000,000, including a net basic purchase price of \$8,350,000.

Your Committee has been in no position to verify and check the valuation of \$17,237,202, placed by the Market Street Railway Company on its properties nor the valuation of \$9,957,000 by the engineers of the Public Utilities Commission and City Attorney's office but we are inclined to accept the assessed valuation placed on these properties by the State Board of Equalization, of \$9,605,200.

As the lease-purchase price is approximately a million and a quarter dollars lower than the assessed valuation, we feel safe in recommending the same as fair and equitable.

The next question considered by your Committee is the benefits and liabilities the City will assume if this plan is carried through.

We are advised that we will achieve "unification of local transportation" which is highly desirable and the "universal transfer" which will also prove a great gift to the community but only at a "universal fare" of seven cents which is deemed most undesirable by the general public.

Your Committee desires to draw attention to the fact that the Civic League of Improvement Clubs and Associations only recently requested the municipal authorities to raise the fares on the municipal system in order to meet the well-deserved increases in carmen's pay and other increased costs and not have this system rely upon the taxpayers to meet operative deficits. Your Committee therefore recommends acceptance of the seven cent "universal fare."

We are advised that the lease-purchase plan will make possible the "equalization of Market Street track usage."

The Civic League has always condemned the dangerous methods of operating the four tracks on Market Street and has repeatedly offered proposals to ameliorate the hazards to life and limb accompanying the present operation. We do not doubt that unification of the two systems will eliminate these hazards but your Committee is advised that the

lease-purchase plan is not an absolute necessity to correct this equalization of four track operation.

Railways all over the country operate over each others' tracks under what is known as "trackage rights agreements," and this has even been accomplished in San Francisco when the Market Street lines used the outer tracks while reconstructing the inner tracks and vice versa, based on car mile operation at an agreed price. This could be done now.

We are further advised by the proponents of the lease-purchase plan that its execution would permit the "utilization of equipment not now in use." With the municipal railway using all its equipment to a dangerously over-crowded capacity, while the Market Street Railway is conditioning surplus equipment to prepare for increased traffic, it seems to your Committee that if the Key System can lease and operate ninety to one hundred cars until recently used on an elevated railroad now abandoned in New York City, bringing this equipment 3,000 miles across the continent, a like arrangement could be made between neighbors in the City and County of San Francisco.

We are advised that unification will mean "elimination of duplications." Here probably the greatest saving can be attained. During the last two or three years the municipal railway has extended bus operations into outlying districts operating on streets parallel to and only a block or so away from existing old established street car lines. All of these operations prove a drain on the municipal lines, as well as on the private lines, so that both are operating at a loss where the combined service might be conducted with a profit and the equipment thus displaced could be operated over existing or new routes offering transportation to districts now lacking the same.

In this connection it might also be stated that from \$250,000 to \$300,000 could be saved for the unified operation by eliminating jitney buses which, while not being permitted to intrude on municipal railway territory, are operating on the streets occupied by the best paying routes of the private company.

Other minor advantages are quite apparent but there is also the disadvantage of "gradual replacement of obsolete equipment" of both the Market Street and municipal railways. This, however, cannot be accomplished for the duration of the war and will have to be given detailed attention at a later date.

Regarding the financial setup, it is proposed to pay for the Market Street system over a seven year period, a grand total of \$11,534,415 of which about \$1,500,000 will be returned to the City in taxes payable during that period. Thus, we are paying \$10,000,000 principal, interest, insurance and expenses to the company at the rate of \$2,000,000 each for 1943 and 1944 and around \$1,500,000 for the balance of the term, payable in twelve equal monthly installments on the first of each month, which payments however, may be anticipated. Should the revenue be insufficient and payment defaulted the present owners could regain possession and prior payments would be forfeited.

The matter is now before the Board of Supervisors, some of whom seem to prefer a bond issue to the lease-purchase plan, accepting the figures on which the plan is based. It is pointed out that by means of a bond issue the City could acquire immediately all of the operating properties with interest at a lower rate than prevails in the lease-purchase plan.

The proponents of the lease-purchase plan claim that it is a pay-as-you-go installment plan, a more or less common practice in this country, with all revenues to come from anticipated fares of both private and publicly owned systems and under no consideration falling back on the taxpayers. Right here may we point out that the legality of taking funds from the municipal system to help pay for the private system undoubtedly presents a serious legal question needing adjudication in the Courts, and in this we are borne out by the following paragraph

from the offer made to the City over the signature of Mr. Samuel Kahn, President of the Market Street Railway Company under date of May 21st, 1942 which reads as follows: "The proposals herein contained will have to be approved and sanctioned by all public authorities, commissions, boards and governmental agencies having jurisdiction and validated by an adjudication of the Supreme Court of the State of California."

As this adjudication required by the Company, if not by the City, will take from three to six months time, we believe it possible, without causing any delay whatsoever, that both bond issue and lease-purchase plan be placed upon the ballot for the final decision of the people of the City who are to assume in one form or another an indebtedness of \$10,000,000.

Your Committee therefore recommends that the Civic League of Improvement Clubs and Associations propose to the Board of Supervisors that they place before the people as a charter amendment, the lease purchase plan at the November election and at the same time a proposed bond issue for immediate acquisition of these properties; the latter to be either general obligation bonds with the credit of the taxpayers behind them or by means of a revenue bond charter amendment such as was proposed to the people last November for the acquisition of the P. G. & E. electric properties.

Thus the people would be enabled to make a three-way decision as the proposal receiving the largest favorable vote would prevail according to Court rulings.

We again reiterate that our recommendation will cause no delay whatsoever because according to legal requirements no bond issue can be placed on the August ballot and must therefore wait until November, while a revenue bond charter amendment must await legislative approval and the proposed plan, even without a referendum, must receive full and complete confirmation and validation by the Supreme Court of the State of California.

The aforesaid report in all its details, words and figures was, upon motion duly made, seconded and upon being put to a vote unanimously carried, duly approved, adopted and ratified by the Executive and Advisory Boards of the Civic League of Improvement Clubs and Associations, duly empowered and authorized to act for and in behalf of said organization, in meeting duly assembled in the headquarters of said Civic League this Friday, June 19th, 1942 at the hour of 4 o'clock P. M. Mr. Arthur Joel not voting.

(Signed) GEO. W. GERHARD,
Secretary, Civic League of Improvement Clubs & Associations

Purchase by Bond Issue

To the Honorable
Board of Supervisors
City and County of San Francisco
City Hall

Gentlemen:

On June 8 of this year there appeared on your calendar Bill No. 1741, without recommendation from the Joint Finance and Public Utilities Committee, designed by action of your Board to authorize the Public Utilities Commission to enter into lease with the Market Street Railway Company for acquisition of its transportation facilities, with an option to purchase. Action on this bill was postponed for two weeks, to become a special order of business at 2:30 p. m. June 22. The purpose of this postponement was to permit citizens to express their opinion in person or by letter, individually or through their civic clubs, on the wisdom of approving such proposed measure.

Accordingly, the directors of the Crestlake Property Owners Association have discussed the matter, and raise these questions:

In what way, specifically and not in general, will the residents of the district west of St. Francis Circle, and north and south of Sloat Boulevard, profit by unification of the street railway systems? This area is now served jointly by the Municipal and Market Street railway through an exchange transfer privilege, by trolley during the day and by bus between 6:00 p. m. and midnight, and on Sundays and holidays. This service is unsatisfactory, and indications are that it will become more so as automobiles are used less, and there is greater demand for rapid transit service.

In addition to the unsatisfactory character of the local service, there is that of time required to reach downtown areas. This period is uniformly longer than the period required for commuters to reach the Third and Townsend St. station from Burlingame; or by bus from such transbay points as Mill Valley and closer-in residential districts of the East Bay. What relief, specifically and not in general, do you propose to give us by unification? In addition to time in transit, there is the question of over-crowded cars in both morning and evening travel periods. How do you propose to increase the comfort of such travel?

We believe these questions pertinent, and with similar questions affecting other areas of the city demand answer in the interests of residents of such areas—in specific details and not in general terms which leave room for later abuse.

Arguments so far made by city commissions and officials, and by certain private organizations, do not convince us that sufficient study and explanation has been made either as to proposed improvement in service, or in the method of financing the venture. The latter question may be academic, and city officials may feel that "they know best" about such matters.

We do not accept without challenge the implication that this unification proposal will solve our traffic problems; nor the implication that the Municipal Railway operators are equal to the task involved. It is interesting and indeed suspicious that some groups which used the Municipal Railway as a bad example of public management during the attempt to obtain public ownership of the power and light system, now use it as a good example of operation to bring about purchase of the private trolley system.

It is also significant that when the question of extending the Market Street railway franchise came up, the Supervisors referred the matter to the people for vote. Surely purchase of this system is a more important matter for public vote than extension of franchise.

Accordingly we recommend that this measure before the Board of Supervisors be referred to the people:

As a declaration of policy; or as a proposal to unify the systems by cash purchase through a bond issue.

The purpose of the former would be to assure public and popular approval or disapproval of a proposal which appears to be urged in haste; and of the latter also to test public sentiment both on the proposal itself and on the method of financing as well.

Inasmuch as the lease-purchase proposal does not contemplate transfer of title until January 1, 1943, we contend there is sufficient time and available elections at the city's disposal in which to arrive at a sound and popular decision. For such is the essence of democracy.

Respectfully submitted,
(Signed) C. E. MILLER,

cem r

President Crestlake Property Owners Association

Market Street Association Proposes Consolidated Transportation

A discussion of some phases of the question by Lloyd Taylor, Executive Secretary of The Market Street Association.

The Association Policy. The Market Street Association has never dis-

cussed improved transportation in generalities. It has had a straightforward and definite policy, based upon a careful study of transportation, not only in San Francisco but in communities throughout the country. That policy favors the consolidation of all local transportation facilities under one ownership and management as the first essential step in establishing a city-wide system of modern busses that will make possible a free universal transfer and the lowest fare consistent with efficient service.

Whose Ownership and Management? There is much to be said in favor of consolidation under private ownership. It is interesting to note that while privately owned utilities strive to give improved service at reduced rates, our Utilities Commission has outlined no plan for improvement, but desires an increase in carfare. Consolidation might be effected by the city, and the city owned lines, freed from taxes and franchise charges might well be turned over to a private company to operate. However, under present Charter provisions, and some popular preference for municipal ownership, it seems evident that the best for which we can hope is consolidation under municipal ownership and management.

Transportation and Traffic. A real solution of our transportation problem means the solution of most of our traffic problem. The big handicap to effective traffic regulation and control has always been the crowding of the centers of our streets with street car tracks and the blocking of traffic movement by slow or stopped street cars.

The Price To Be Paid. The price to be paid for the operating properties of the private company must be considered to cover more than the tangible assets of the company. The private company's franchises have fourteen years to run. The company is now making money. It does not have to sell. Until all lines are consolidated there can be no real improvement in transportation. If the price quoted exceeds the figure satisfactory to you, take the amount of that excess and divide it by 14. The answer represents the sum we pay, per year, to get rid of the private company and to pave the way for real permanent improvement.

We're Paying For It Now. There is an old saying that if a man needs something and doesn't buy it, he will pay for it and not get it. We are paying right now, and have been paying for many years, an extremely high price for the Market Street Railway. We have paid that price in the form of lost business, depreciated property, lowered assessment values, and we are now threatened with disastrous decentralization.

8,350,000.00. We are considering a figure of \$8,350,000, of which \$729,000 represents balances due on busses which we will acquire, and \$750,000 covers estimated claims and damages. The balance is barely enough to pay the indebtedness of the company. There seems nothing left for the stockholders. The financing of the lease purchase plan is responsible for the additional sums that bring the total lease contract price to \$11,534,415.00 or \$8,350,000 we get the tangible assets of the company, which may represent doubtful value. But we get something else. We get the way cleared for better transportation and a better and more progressive and prosperous San Francisco. It looks like a good investment.

To Lease or Buy. Outright purchase would cost less. It would give the City immediate and complete possession. It would permit of alterations where necessary, and junking where desirable. We would be in a position, as soon as the present war emergency is ended to take all necessary steps for permanent improvement without waiting for the termination of a long lease contract. It is true that outright purchase will require a bond issue. But, so will the acquisition of the properties later on if we wish to exercise a purchase option under the lease. Leasing may offer a quicker means to consolidation. And until we have consolidation, we stand still.

Emergencies. The word "emergency" is sometimes overworked. It has

been used to induce action without thought. The present war emergency does not require the consolidation of ownership of existing transportation. If the entire re-shuffling of present lines and equipment is found necessary, or if it is necessary to establish a temporary uniform fare, the necessary orders will be issued by the Federal Government, and it will be done. All lesser officials and agencies will promptly say "Me, too." And the public, willingly and cheerfully will accept any temporary measures made necessary by the needs of war and war industry.

But we have another transportation emergency,—one that has become permanent. It is crippling San Francisco. It requires consolidation as a first means to permanent improvement. The present proposal considers only the immediate emergency. It contains no inkling as to the plans for future improvement and unless consolidation will lead to future and permanent improvement, it is not justified. And we well may ask "where does the present proposal lead to?"

Past History. When the purchase of the Market Street Railway was last presented to the voters, Utilities Manager Cahill told the Board of Supervisors that he would not take the property as a gift unless he had a huge sum with which to rehabilitate it. The sum was finally set at about \$12,000,000. Speaking before the Central Council of Civic Clubs, Mayor Rossi declared that the purchase of the Market Street Railway Co., plus this \$12,000,000, was only a start and that \$15,000,000 additional would be necessary. At that time the rehabilitation was to take the form of more trolley wires, more track, more Toonerville Trolley Cars.

What additional sums are contemplated for the rehabilitation of the lines which we are now asked to acquire? And for what? Are we to spend more money improving present junk, or buying additional junk? Or are we to be led into a position ripe for a subway or some other monstrosity? As late as last year, before the All Day Conference for Civic Needs, Mr. Cahill insisted that the ideal plan for San Francisco included a subway under Market Street.

Mr. Goodrich, expert engaged by the Planning Commission has stated that his plans for traffic control are based upon bus operation. But our Public Utilities Commission remains anti-bus. Representatives of the Commission returning from a trip East reported that busses were only efficient in suburban areas and for feeder lines. If we are to consider Broadway, New York a suburban area, we'll have to call Market Street the "great wide open spaces."

The present plan proposes a 7c fare. And yet the figures of the private company which we are asked to accept as a basis for the deal, show that bus operation is far cheaper than street car operation. When asked why the private company could operate busses at a profit while the City bus lines were operated at a loss, Mr. Cahill brightly pointed to the 7c fare. From the 7c fare must be paid many taxes and franchise fees and other costs that the Muni lines do not have to pay. Furthermore, Mr. Cahill's answer does not explain how the private company has turned losing 7c street car lines into profitable 7c bus lines.

We believe that we should hesitate before saddling San Francisco with a permanent seven cent fare. We believe that it is unnecessary.

Can Busses Carry The Load. Let's look at pre-war London. For the year 1937-8, the transportation load was about 4,000,000,000 passengers. 58% of the load was carried by busses. The total investment and cost of bus transportation in London amounted to about 10% of the total investment in transportation. Let's repeat it,—with busses, 10% of the total investment carried 58% of the total load. London's costly subway system carries less than 13% of the total. Busses are the only surface vehicles permitted in most of downtown London.

Can Busses Be Operated At A Five Cent Fare? In the Borough of Manhattan, New York City, the New York Omnibus Company and

Subsidiaries operate 17 bus lines. These are separate and distinct from the double decker busses on Fifth Avenue which charge a ten cent fare and guarantee every passenger a seat. Among these 17 lines is the Madison Avenue Bus Line just short of ten miles long, and the Eighth and Ninth Avenue Line, approximately sixteen miles long.

In the year 1940 these lines carried a total of 272,355,585 passengers. About ten per cent of this total or 27,000,000 were transfer passengers, the balance paid a five cent fare. After paying all the taxes, franchise fees and other charges for which a private corporation is liable, setting up depreciation funds and paying all operating costs there was a net profit of \$2,008,711.70. Now, let's be fair. Let's deduct from this Net Income the estimated revenue from 27,000,000 transfer passengers at 2c each, which amounts to \$540,000. We still have left the handsome net income figure of \$1,468,711.70. The wages paid by this corporation are higher than those paid in San Francisco or liable to be paid in the near future.

Now, I don't have to be told that there is a subway in New York which carries millions of passengers. (At a heavy loss, each year, by the way). But, after the subway has taken its load, there is still left on the most crowded streets in the world, over a quarter of a billion passengers to be carried by these privately owned busses, supplying safe, clean, convenient transportation. And they can supply this transportation at a nickel fare,—at a profit.

We often hear—(1) Busses are only good in suburban areas or as feeders where traffic is light; or (2) busses are only profitable where there are many short haul riders. But the experience of New York indicates that busses can be operated in San Francisco at a 5c fare and at a profit. There is no necessity or justification for a permanent 7c fare.

The figures used above are from the annual report of the New York Omnibus Corporation. The report is in my office.

Frankness Desired. The public is entitled to more frankness about this proposal. We could stand a little more of the attitude of the engineer and less of the salesman from our public officials. When you hear that we must act immediately or lose \$8,000 per day, we should be told that of course part of this \$8,000 daily profit is profit from the Muni lines which we are not losing by delay.

The Supervisors and the Public are asked to go "all out" in their acceptance of this program. Certainly the Utilities Manager and the Mayor should go "all out" in outlining the entire plan.

We do not believe that the people of San Francisco will endorse the expenditure of a thin dime for more "Toonerville Trolleys." If the plan is for more street cars, let's hear about it right now. If the plan is to establish a 7c fare based upon the continuance of an antiquated system and ramshackle equipment, let's hear about it right now. If the plan is a "come on" to sew the public up so they will accept a subway or some other monstrosity, let's hear about it right now. If the 7c fare is only for the present emergency, let's know it.

When the present wartime emergency is over, San Francisco should be in a position to move speedily and positively for permanently improved transportation by the most modern means available. That means the modern bus. If this present plan for consolidation will speed us toward that permanent program, it should be adopted. But unless it is a step forward for permanent improvement, it should be dropped.

CENTRAL COUNCIL OF CIVIC CLUBS

Report of Board of Directors Opposes Purchase at This Time and Urges Careful Study of Plan

(COPY)

June 19, 1942

The Board of Directors of the Central Council of Civic Clubs acting under its emergency powers, opposes the acceptance of the Market Street Railway at this time, and urges further careful study of the

plan. The two short weeks the civic groups have had to study the proposition have not given them time to understand the many problems connected with the transaction.

At the Board of Directors meeting last Friday, many questions were asked by the delegates and we would like to present some of these questions to the Board of Supervisors and the Public Utilities Commission.

1. Does the Public Utilities Commission feel that due to the increased travel on street cars during this war boom and so many defense workers in the city, that the asking price of the Market Street Railway would be higher now than after the war?

2. Will the loss of City and County taxes now paid by the Market Street Railway be made up by profit from consolidation of the two lines if a bond issue is ordered?

3. What amount of City and County taxes were paid for the year 1941 by the Market Street Railway?

4. What does the Utilities Commission figure as the cost of rehabilitating the Market Street Railway, and could this work be done from the profit of operation alone, or will they have to subsidize this expenditure?

5. Will the City have to assume all the street repair work now under obligation to the Market Street Railway, and, if so, can this be done out of profit?

6. If the lease program is endorsed can the City keep up the guaranteed payments out of profit? If not, how will these payments be met?

7. Will the Utilities Commission inform the public immediately of its plans in case of consolidation? For instance, do they plan to buy more street cars during normal times or do they plan to enlarge the bus service throughout the City? Do they plan to eliminate certain lines and if so, what lines? It has been rumored that one of the first services to be removed is the new Sacramento-Clay bus line. Is this true?

8. Why were the estimated profits taken from January 1, to May 1, 1942, and not from normal years such as 1937 and 1938?

9. How many pieces of real property have not been included in these negotiations, and can you give us the locations and their estimated values?

10. What is the average age of the street cars, repair trucks and motorcycles belonging to the Market Street Railway?

11. Is it not better to figure your profits from normal years rather than from this particular year?

12. Will the Market Street Railway employees be taken in immediately under Civil Service upon signing of this lease?

13. If consolidation is accomplished, does the Utilities Commission feel that in buying more buses than street cars, these buses can be changed from one part of the City to the other at much less construction cost than electric cars? If so, will this be done?

14. Is there a seven cent fare now contemplated for the Municipal Line even though the lease plan does not go through?

15. If the loss to the City is \$8,000.00 a day, how much profit is being made daily by each line, and what were the daily profits one year ago this date?

16. If a certain amount of the money we are planning to use to buy or lease the Market Street Railway were used to improve our own lines after the war, and the City Charter was changed so we could buy buses on an installment basis, does the Utilities Commission feel that we could compete with the Market Street Railway on a more equal basis, and by so doing find that the Market Street Railway could be purchased at a much lower price than now offered?

17. Has the Federal Administrator of Transportation the right to supervise our transportation system during the war, and could he demand a universal transfer system?

18. Did the Market Street Railway come to the City with the offer to sell, or did the City go to the Market Street Railway?

19. If business shall continue for the next year or so at such good profit, does the Commission feel that it would be a good policy for the Market Street Railway to lease or sell at this time?

20. According to the profit figures quoted, the Market Street Railway must be making money. Can't they use some of the money to repair the streets immediately?

These are just a few of the questions asked by the delegates to the Council, and in the name of the Central Council of Civic Clubs, we ask that the Public Utilities Commission be kind enough to answer these questions either publicly or by letter to the Council, as soon as possible.

Upon investigation we have found that many of the Supervisors have divergent ideas regarding this lease plan, and until they and all parties concerned can reach some agreement, this plan should not be carried out.

In closing may we state that a great amount of information is lacking on the subject and that there are too many probabilities involved. If and when a conclusion is reached upon this matter, which we feel is just as vital to the citizens of San Francisco as was the Spring Valley purchase, it should be passed on by the voters of San Francisco during an election period.

Respectfully submitted,

ALLEN SPIVOCK,

Chairman of the Board

MRS. THOMAS R. BEST,

Secretary of the Board

CARROLL NEWBURGH,

President

IRMA A. GWIN,

Secretary

MUNICIPAL CONFERENCE COMMITTEE

Recommendations re: Lease-Purchase Plan

June 17, 1942.

Mr. E. G. Cahill,
Manager of Utilities,
City Hall, Civic Center,
San Francisco, California.

Dear Mr. Cahill:

The San Francisco Municipal Conference, composed of representatives of the following organizations:

Apartment House Association of San Francisco, Inc.
Building Owners and Managers Association
California Northern Hotel Association
Down Town Association
Retail Dry Goods Association
Retail Merchants Association
San Francisco Chamber of Commerce
San Francisco Junior Chamber of Commerce
San Francisco Real Estate Board

at its meeting held Wednesday, June 17, 1942, adopted the following recommendation relative to the Market Street Railway lease-purchase plan:

(1) That every effort be made by the City government to work out an agreement for the joint operation of our railway systems;

(2) That utilization of all track and equipment be provided;

(3) That universal fare and transfer privileges be provided.

Failure to achieve joint operation. The Conference takes the position that it is urgent for the City to have a unified transportation system, and that we approach favorably the lease-purchase of the Market Street Railway with the following limitations:

(1) That all purchase payments should be made out of revenue only, and that the revenue available for purchase payments shall be determined from gross receipts, minus normal operating expenditures, replacements, rehabilitation, and insurance, as previously determined by the Public Utilities Commission;

(2) That the City have the right to shorten, or to extend the term beyond seven years, as may be necessary to liquidate payments out of available revenues; and

(3) That available revenues be maintained at necessary levels by the adjustment of fares as required, with the minimum fare during the term of the agreement of not less than seven cents.

Respectfully yours,

THE SAN FRANCISCO MUNICIPAL CONFERENCE

DD:KL

DOUGLAS DORN, Chairman

SAN FRANCISCO CHAMBER OF COMMERCE

Recommendations re: Lease-Purchase Plan

June 22, 1942

To the Honorable
The Board of Supervisors
City Hall, Civic Center
San Francisco, California.

Gentlemen:

After long and exhaustive study of all of the factors involved in San Francisco's mass transportation problem, and with full realization that its rapidly increasing seriousness calls for the earliest possible remedy, the Board of Directors of the San Francisco Chamber of Commerce authorized me at their meeting on Thursday, June 18, 1942, to submit to you the following statement, which represents their recommendation and the policy of this organization:

An agreement between the public and private street car systems for the joint operation of our street railways, utilizing all trackage and equipment, with uniform fare and universal transfer privileges, would be an ideal solution of San Francisco's mass transportation problem if such an agreement could be accomplished. There are, however, practical difficulties in the way of reaching such an agreement.

We recommend that an immediate effort be made to determine whether such a joint operating agreement can be reached. If it becomes obvious that this cannot be done within a reasonable period of time, we then recommend that a lease-purchase agreement be entered into between the City and County of San Francisco and the Market Street Railway Company.

Our recommendation of the lease-purchase agreement is made with the following stipulations:

(1) Proposed payments to be limited to the revenues legally available after paying normal operating and maintenance expenses, insurance, and other required obligations;

(2) Rates of fare on our own municipal and leased railway systems should be the same;

(3) Universal transfers between these systems should be provided; and

(4) Throughout the term of the lease-purchase agreement

the rate of fare should be maintained at a point sufficient to meet the obligations under that agreement with such changes therein from time to time as may be necessary for the purpose.

Yours very truly,

DWIGHT L. MERRIMAN,

President.

Geo. V. Mulligan Urges Lease-Purchase Plan

June 19, 1942.

Hon. Chester R. MacPhee,
Supervisor City and County of San Francisco,
1048 Valencia Street,
San Francisco, California.

Dear Mr. MacPhee:

Thanks for your courteous note of June 18.

In a representative democracy all sides must be represented as fairly and ably as possible.

For years the blockade on Market Street has been most distressing but the most casual inspection of present conditions is sufficient to determine that whatever the cost something must be done. Doing NOTHING is the only thing we should not do.

The people have a lot of confidence in the Supervisors—or they would not have elected them—but they are demanding relief; how it should come they will leave to the Supervisors, the Utilities Commission and the Federal Administrator.

I have accepted Supervisor O'Gara's invitation to attend the meeting next Monday afternoon.

Yours very truly,

GEO. V. MULLIGAN.

June 19, 1942.

Hon. Gerald J. O'Gara,
Supervisor, City and County of San Francisco,
Mills Tower, San Francisco.

Dear Mr. O'Gara:

This is in reply to your statement in tonight's *News* in regard to the trolley merger. Heretofore I had supposed that there was a minority of two in the Board but in this statement you agree entirely with the proponents of the "Lease-Purchase plan" that "without doubt every one of these will benefit the people of San Francisco." That puts you on *our side*.

You propound two interrogatories.

Question: Is the price the City must pay for such consolidation reasonable?

Answer: As I see it the City will pay "nothing" for the property. The car-rider will pay—and they are paying now—for the maintenance, operation and depreciation of the utility regardless of under what auspices it is managed. If the cars and tracks can be patched up to last only seven or eight years, they will have been written off the books—some real estate—will remain—and we can then start all over again to measure the havoc of the war, the shifts of population and to take advantage of the latest developments of engineering science.

Question: Can the benefits of consolidation be secured by any method other than the proposed lease-purchase or passage of a bond issue for the purchase of the Market Street lines?

Answer: If you have already come to the conclusion that "every one of these will benefit the people of San Francisco" why waste six months waiting for the development of some other plan which may not accomplish the purpose so directly or expeditiously?

I think it should be obvious that the Federal Administrator cannot compel a consolidation that the people had formally rejected through their elected representatives. And why should he?

As you yourself have indicated the "best solution" will be to authorize the "lease-purchase plan" and then, while the legal technicalities are going through the circumlocution office, to effect a "gentlemen's agreement" with the Market Street lines under which their facilities may be available on a rental or mileage basis, and under which much preliminary track work could be initiated before the actual passing of title. The cost of any such preliminary work would be cheap insurance in the event of a bomb attack or conflagration or even the omnipresent risk of major earthquake, at present without any opportunities for replacements.

Finally I shall be happy to accept your personal invitation to attend the meeting of the Board next Monday afternoon.

Yours very truly,

GEO. V. MULLIGAN

June 16, 1942.

Mr. E. G. Cahill,
Manager Public Utilities,
San Francisco, California

Dear Mr. Cahill:

"The Daily News" was good enough to print the attached comment, submitted by me in response to its invitation.

In view of the desperate nature of our transportation problem, I think it is unfortunate that the Supervisors should quibble as between a $1\frac{1}{4}\%$ and a $1\frac{1}{2}\%$ interest rate or whether bonds should run for 8 or 20 years. In the meantime—in addition to 10,000 of our population—at Manzanar—Los Angeles has taken all of the Red Cars of our Oakland commute line and all of the Yellow Cars of our Sausalito commute line. Shall we offer them the Green Cars too?

Across the bay veritable prodigies are commonplace. A large city is being created at Sausalito, and Richmond is bringing out 100 of the ancient New York elevated train cars to provide "mass transportation" for a community which was a village only a few years ago.

If the Supervisors reject this "lease-purchase plan" and a bond issues fails, what then? It is obvious the Federal Administrator could not compel a consolidation which the people had formally refused, and practically speaking the Municipal Railway cannot handle any more traffic through its present bottlenecks. The Supervisors should not defy the public by making these bottlenecks permanent.

On the other hand, the Market Street company without further prospect of a sale would become a liquidating proposition with the single object of taking in as much cash and of paying out as little cash as possible during the remaining fifteen years of its franchises. Barring the unknown casualties of war, it probably would realize more cash by operating its own facilities during these years of peak traffic. This is a very dismal prospect and doubly dangerous in war time.

Ten years ago our citizens were poorly advised by the "prophets of gloom" to extend the expired franchises of the Market Street company in order to prevent a consolidation at that time. What happened.

The Municipal Railway continued—against great obstacles—to extend its lines and has built up the western sections of the city to the enormous advantage of our assessment rolls and of our tax rates. The Market Street company has continued a miserable existence, reducing services steadily and abandoning one line after another, as its former traffic was gradually taken over by private automobiles.

In his printed statement Supervisor MacPhee mixed the hot and cold water and now estimates that there has been a ten per cent decline in all transportation during the decade. It is an unfortunate fact

also that there has been little or no gain in San Francisco's population during that time either! "Serene, indifferent to fate," it would be an infinite pity if the former great metropolis should quietly slip into third place for the 1949 centennial.

I am sending a copy of this letter and of the clipping to each of the honorable supervisors.

Your very truly,

GEO. V. MULLIGAN.

Charles Morrice Proposes Purchase by Bond Issue, Extension of Payments over Twenty-one Years, and a 6 cent Fare

Mr. Chester MacPhee
Chairman, Finance Committee
Board of Supervisors

Dear Sir:

A basic fact worth remembering in this Street Railways discussion, is that the Municipal Ry. carried last fiscal year (as per Report of the San Francisco Public Utilities Com.) 79,051,643 passengers at 5 cent fares—\$3,952,582 income.

If the fare had been 7 cents the amount would have been \$1,581,633 additional.

All plans so far suggested are based on getting this \$1,581,633 extra from Municipal car patrons by a raise of 40% on the present fare—\$1,581,633 a year for 7 years would yield \$11,067,230, which is practically the sum Mr. Cahill thinks the Market Street Ry. is worth to the City—(The cash price would be only \$8,350,000).

Instead of making the Municipal patrons pay the full cash of the Market St. Ry. in 7 years by a 40% fare raise, suppose the payment was extended to 21 years—This would mean an annual payment of less than \$400,000, plus interest, which could be got by an increase of 10% (or ½ cent per fare) on the Muni riders.

One cent raise on the Muni fare would give \$800,000 a year. \$800,000 a year would make possible a 6c fare for both Rys.

The elimination of unnecessary parallel lines; one management instead of two; a possible lower power rate, along with other economies; should be a sufficient cushion to meet present emergency conditions.

A general rehabilitation of the whole Street Railways can only be planned for after the War is over. A bond issue for the purchase of the Market Street Railway on the basis outlined would meet the public's ready approval, and a disagreeable condition would be happily solved.

The adoption of a general 6 cent fare by the Supervisors would be hailed by the public as a sympathetic gesture and would command a kindlier co-operation than has heretofore existed.

Very truly yours,

CHARLES MORRICE.

3537 - 21st Street

June 19th, 1942.

Communications Opposed to Lease Purchase Plan

June 20, 1942

Hon. Board of Supervisors
City Hall
San Francisco, California

Gentlemen:

We beg to inform you that at our last meeting, June 18, 1942 a vote was taken opposing the purchase of the Market Street Railway.

Sincerely yours,

THE SOUTHERN FEDERATION OF IMPROV. CLUBS,

RITA NELSON,

Secretary

June 19th, 1942

Mr. MacPhee
Board of Supervisors
San Francisco, Calif.

Dear Sir:

We live on Twentieth Ave., near Kirkham Street, on the No. 17 car line. The tracks and equipment are in very poor condition. We have continually phoned and called on the Market Street Railway requesting that something be done regarding the disgraceful condition of their tracks. The usual answers are like this: "We have no franchise and are running on a temporary permit;" "As far as we are concerned the City can take this line off" or "We will send our man out to look things over." If he looks that must be as far as it gets.

We realize that a war exists and we are all expected to make sacrifices, but our observation has been, cars running up and down these tracks at frequent intervals with say, one, two or three passengers only, which is not necessary. We have been complaining for two years now but nothing has been done.

The reason we choose to unburden our legitimate complaint on you, Mr. MacPhee is we notice your name is mentioned very frequently in our neighborhood papers as well as the daily papers.

The thought has occurred to us that if the Market Street Railway has no franchise and does not care to operate this line why not take it off and people who need service can very easily use the Municipal buses which run on 19th Ave.

Please favor me with an answer.

Yours truly,

CHARLES BOSCH

Mr. Charles Bosch
1487 - 20th Ave.
San Francisco

From John G. Lawlor, Attorney at Law

Friday, June 19th, 1942

Dear Supervisor MacPhee:

Pardon my intruding upon you again but this is a time that tries mens' souls—to borrow Tom Paines classic—and at the risk of overstaying my welcome I would like to say just a few reasons more why I am opposed to the Market Street Railway deal in any shape or form—lease-lend purchase or otherwise.

I had hoped to be able to be present Monday and express my views in person but I have an appointment at the Blood Bank and consider that more important than bucking the City Hall gang who are determined to put the deal over.

In the first place "what's the hurry—what's the rush?" Our first duty is to win this war—not deal in old junk except to give it to Uncle Sam for scrap iron. In what respect will taking this old antiquated, dilapidated property over and out of the hands of the stock jobbers who own it help us win the war?

Outside of its busses—and they are only leased—the Market Street Railways wouldn't bring five cents on the dollar except for the old iron that's in the cars and the repair shops. I omit of course its real property—if it still owns any.

I observe, Brother MacPhee, that, you favor buying the lines instead of leasing them: would you advise any client of yours—as a business man and an astute one—to buy the lines at any such price as eleven millions more or less?

And here's another question that you might ask the proponents of the steal—"In the event we are bombed—and we are expecting it:—or, have another earthquake and fire—which is not such a remote possibil-

ity and the tracks and properties of the railways knocked to smithereens—who pays the piper—the Lessor or the sucker lessee? No insurance is possible—you know.

As one who went through the last Fire and Quake I know what can happen to railway tracks from quake and fire. The downtown tracks of the United Railways had to be all renewed after the last Fire.

It will be a miracle, Brother MacPhee, if you can spike this steal—the railway officials from New York and Sutter believe they have it in the bag. If you can withstand their pressure you will be a miracle man.

Cordially yours,

JOHN G. LAWLOR.

The Freeholder who declined to sign the new Charter

N. B.:

I am writing as a car passenger. I have been riding the cars in this City from the days of the Bobtails on Mission street right up to today. I ride the Market street and Muni lines every day. I know from first hand what they both are. The 14, 11 and No. 9, lines are so rickety and rackety that one staggers like a drunken man going through them when they are in motion. The Muni lines at the peak hours are practically unridable. I often walk home out Market to Church and down 16th, because the Muni cars are packed to the gunnels with passengers and walking is far preferable.

The conduct of the Muni lines and the Hetch Hetchy muddle confers no medals on the present Public Utilities Commission so why give it more to do when it can't handle with just the least degree of skill what it now has control of.

In conclusion I suggest Mr. MacPhee that a committee of Supervisors—including your own good self—spend a day riding over all the lines of the Market Street railways and see just what kind of a pig in a poke we are buying for eleven millions.

Salute,

J. G. LAWLOR

SPECIAL ORDER—3:00 P. M.

Re-reference to Committee

The following recommendations of the Streets Committee were taken up:

Present: Supervisors Meyer, Gallagher, Mead.

Making it Unlawful for Persons Owning or Controlling Land to Permit Sand or Dirt to Drift Upon Public Streets.

(Series of 1939)

Bill No. 1750. Ordinance No. as follows:

An ordinance repealing Section 730 of Article 15, Part II, Chapter X of the San Francisco Municipal Code, and amending Sections 728 and 729 of said Article 15, making it unlawful for any person owning land or having control thereof to permit sand or dirt to drift upon any paved or macadamized street or sidewalk area, and providing penalties for violations of provisions contained herein.

Whereas, In March, 1931, in the case of *Icardi v. Mason*, No. 226,468, in the Superior Court of the State of California, in and for the City and County of San Francisco, a certain procedure provided for in Ordinance No. 4324 (New Series), now designated as Sections 728, 729 and 730 of Article 15, Part II, Chapter X of the San Francisco Municipal Code, was attacked as being unconstitutional; and

Whereas, said Superior Court in that case found the same to be unconstitutional; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 730 of Article 15, Part II, Chapter X of the San Francisco Municipal Code is hereby repealed.

Section 2. Sections 728 and 729 of Article 15, Chapter X, Part II of the San Francisco Municipal Code are hereby amended to read as follows:

SEC. 728. **Drift Sand, Dirt, etc., Upon Street Prohibited.** It shall be unlawful for any person, firm, or corporation owning any lot or parcel of land, or any person having control thereof, to permit any sand, dirt or earth to drift or be blown or otherwise be moved therefrom into or upon any paved, graded or macadamized street or sidewalk in the City and County of San Francisco.

SEC. 729. **Penalties.** Any person, firm, or corporation who violates any provision of Section 728 of this Article shall be guilty of a misdemeanor and shall be punished by a fine not to exceed One Hundred Dollars (\$100.00) or by imprisonment in the county jail for a period not to exceed thirty (30) days or by both such fine and imprisonment.

June 22, 1942—On motion by Supervisor Mead, the foregoing Bill was re-referred to the Streets Committee.

UNFINISHED BUSINESS

Final Passage

The following recommendations of the Finance Committee, heretofore Passed for Second Reading were taken up:

Authorizing Sale of Lot 1, Assessor's Block 6163

(Series of 1939)

Bill No. 1737, Ordinance No. 1661, as follows:

Authorizing sale of Lot 1, Assessor's Block 6163.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. In accordance with the recommendation of the Director of Property, the Board of Supervisors hereby declares that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

Portion of fractional Block No. 120, according to "Map of Lands of the University Extension Homestead Association," recorded January 30, 1887, in Book No. 2 "A" and "B" of Maps, page 139, in the office of the Recorder of the City and County of San Francisco, State of California, described as follows:

Beginning at the point of intersection of the southeasterly line of Mansell Street with the southwesterly line of Hamilton Street; running thence southeasterly along said line of Hamilton Street 27.16 feet to the southeasterly boundary line of said Block 120; thence southwesterly along the southeasterly boundary line of said Block 120, a distance of 120.44 feet; thence northwesterly and parallel with the southwesterly line of Hamilton Street 37.43 feet, more or less, to the southeasterly line of Mansell Street; thence at a right angle northeasterly along said line of Mansell Street 120 feet to the point of beginning.

Section 2. The above described land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco.

Recommended by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Finally passed by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Appropriating \$1200, Department of Public Works, for Improvement of Visitacion Avenue From Hahn to Dublin Streets

(Series of 1939)

Bill No. 1738, Ordinance No. 1662, as follows:

Authorizing a Supplemental Appropriation Ordinance in the amount of \$1200.00 from the surplus existing in Appropriation 177.934.00 (Improvement of Visitacion Avenue between Hahn and Schwerin Streets) to the credit of Appropriation 177.933.00 (Improvement of Visitacion Avenue from Hahn to Dublin Streets), being additional money necessary for the completion of this project now under construction.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$1200.00 is hereby appropriated and set aside from the surplus existing in Appropriation 177.934.00 (Improvement of Visitacion Avenue between Hahn and Schwerin Streets) to the credit of Appropriation 177.933.00 (Improvement of Visitacion Avenue from Hahn to Dublin Streets), being additional money necessary for the completion of this project now under construction.

Section 2. After work was under way it was found necessary to construct 320 feet of subsurface drains, thereby necessitating this additional money.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally passed by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Authorizing the Director of Property to Aid and Assist the Board of Supervisors Sitting as a Board of Equalization and to Employ the Necessary Appraisers to Pass Upon Requests for Equalization of 1942-1943 Assessments.

(Series of 1939)

Bill No. 1739, Ordinance No. 1663, as follows:

Authorizing the Director of Property to aid and assist the Board of Supervisors sitting as a Board of Equalization and to employ the necessary appraisers to pass upon requests for equalization of 1942-1943 assessments.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The Director of Property of the City and County of San Francisco is hereby authorized and directed to aid, assist and advise the Board of Supervisors, sitting as a Board of Equalization, in passing upon requests made to said Board for the equalization of 1942-1943 assessments on taxable real property and improvements in the City and County of San Francisco. Said services shall be rendered to said Board of Supervisors during the time that it sits as a Board of Equalization and for such time prior thereto as may be necessary to prepare for such investigation.

Section 2. The Director of Property is hereby authorized and directed to employ the necessary independent expert real estate and building appraisers as needed, subject to the provisions of Section 142 of the Charter, to aid and assist him in advising the Board of Supervisors in regard to requests for equalization of said assessments. In no event shall more than sixteen appraisers be employed under the provisions of this ordinance.

Section 3. For the services herein provided one independent expert

building appraiser shall receive not more than \$350.00; one independent expert real estate and building appraiser shall receive not more than \$275.00, and the remaining independent expert real estate and building appraisers shall receive not more than \$250.00 each; chargeable to Appropriation No. 201.140.00, and there is hereby ordered transferred from Appropriation No. 201.140.00 the sum of \$200.00 to the Director of Property to cover the incidental expenses of his office relative to the service herein directed to be furnished by said Director of Property.

Approved as to form by the City Attorney.

Finally passed by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Amending Section 2 of Ordinance No. 1111 (Series of 1939) Entitled "Establishing Revolving Fund for the Department of Electricity and Appropriating Moneys Therefor: Repealing Ordinance No. 11.101."

(Series of 1939)

Bill No. 1740, Ordinance No. 1664, as follows:

Amending Section 2 of Ordinance No. 1111 (Series of 1939) entitled "Establishing Revolving Fund for the Department of Electricity and Appropriating Moneys Therefor: Repealing Ordinance No. 11.101."

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 2 of Ordinance No. 1111 is hereby amended to read as follows:

"Sec. 2. The Department of Electricity's Change Fund shall be used by the Department's cashier for the purpose of making change for those persons paying the prescribed fees for services performed by the Department of Electricity.

The Department of Electricity's Revolving Fund shall be used only for the following purposes:

- (a) For the payment of petty purchases incident to the conduct of the Department of Electricity in accordance with procedure prescribed by the Purchaser of Supplies and the Controller.
- (b) For making refunds to depositors of unearned permit fees collected by the Department of Electricity pursuant to provisions of Ordinance No. 11.114, Section 21.

Expenditures from said fund shall be made only for such items as there are funds available for reimbursement to said revolving funds."

Recommended by Chief, Department of Electricity.

Recommended by the Mayor.

Recommended by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Recommended by the Controller.

Finally passed by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Re-reference to Committee

The following recommendation of the Public Utilities Committee was taken up:

Present: Supervisors Brown, Meyer, Roncovieri.

**Supplemental Bus Permit, Market Street Railway Company,
Sacramento Street Route**

(Series of 1939)

Bill No. 1742, Ordinance No., as follows:

An ordinance amending Ordinance No. 1403 (Series of 1939) granting to Market Street Railway Company a supplemental permit to maintain and operate automobile buses over and along certain streets in the City and County of San Francisco in conformity with the provisions of Section 132 of the Charter of the City and County of San Francisco, setting forth the conditions upon which said permit shall be granted.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 1 of Ordinance No. 1403 (Series of 1939) is hereby amended to read as follows:

Section 1. The right is hereby granted to Market Street Railway Company, a corporation, its successors and assigns, to maintain and operate, for the unexpired term of the operating permit granted to Market Street Railway Company, dated February 9, 1931, automobile buses and motor coaches over, upon and along the following named streets and route in the City and County of San Francisco, to wit:

Commencing at the intersection of Sacramento Street and the Embarcadero, thence over Sacramento Street to Fillmore Street, thence over Fillmore Street to Clay Street, thence over Clay Street to Webster Street, thence over Webster Street to Sacramento Street, thence over Sacramento Street to Gough Street, thence over Gough Street to Clay Street, thence over Clay Street to the Embarcadero, thence over the Embarcadero to Sacramento Street;

as a supplementary and substitute service for the street car and automobile bus or motor coach service now in effect over and upon certain of said streets.

The operation of said automobile buses and motor coaches over the streets and routes described in this section and the rights hereby granted shall be deemed to be an extension of the street railways now and heretofore operated by Market Street Railway Company over, upon and along the streets and routes above described and set forth under said operating permit dated February 9, 1931, and shall be subject to the terms and conditions of said permit.

The headway under which said automobile buses and motor coaches are to be operated over the streets herein described shall not be more than fifteen (15) minutes between the hours of 7:00 o'clock A. M. and 9:00 o'clock P. M. daily.

Section 2. The operation of said automobile buses and motor coaches along and over the streets and routes set forth and described in Section 1 hereof shall be subject to all the terms and conditions of Ordinance No. 1403 (Series of 1939) of the Board of Supervisors of the City and County of San Francisco and approved October 15, 1941.

Section 3. This ordinance shall be enacted and passed in accordance with the Charter provisions governing the passage of ordinances and, if so passed and enacted, shall be deemed to be the manner in which the rights herein granted and the powers herein exercised should be granted and exercised.

Approved as to form by the City Attorney.

June 22, 1942—On motion by Supervisor O'Gara seconded by Supervisor Gallagher, the foregoing Bill was re-referred to the Public Utilities Committee.

NEW BUSINESS

Passage for Second Reading

The following recommendations of the Joint Education, Parks and Recreation and Finance Committee were taken up:

Present: Supervisors Roncovieri, MacPhee, Mead and Uhl.

Approving Certain Leases Entered Into Between the Board of Park Commissioners of the City and County of San Francisco and the

United States Government Leasing Certain Park Properties to the United States for the Use of the United States Army During the Existing Emergency.

(Series of 1939)

Bill No. 1751, Ordinance No. as follows:

Approving certain leases entered into between the Board of Park Commissioners of the City and County of San Francisco and the United States Government leasing certain park properties to the United States for the use of the United States Army during the existing emergency.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Park Commissioners having entered into the hereinafter mentioned leases with the United States Government, leasing to said United States of America, upon the terms and conditions set forth in said leases, certain portions of property under the jurisdiction of the Board of Park Commissioners, the same to be occupied by the soldiers of the United States Army for recreational purposes, the said leases are hereby approved, ratified and confirmed.

The said leases hereinabove referred to are as follows, to-wit:

Lease No. 1

Lease dated February 10, 1942, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America, for the use of Federal troops, the following property, to-wit:

Bath House and related property more specifically described in said lease; the property designated as "Old Tennis Court" and the property designated as "Picnic Grounds", each of said properties being a portion of the H. Fleishhacker Playfield and which are particularly described and identified in said lease.

The terms of said lease being as follows, to-wit: The term thereof to commence on the 10th day of February, 1942, and to end on the 30th day of June, 1942, with the privilege being granted to the United States of America to renew said lease from year to year under the same terms and conditions, provided that said lease shall not be renewed beyond the 30th day of June, 1943. The rental for said premises to be \$236.50 per month, payable monthly, and the city to furnish the services of one stationary engineer for a period not to exceed six days in any one calendar week.

Lease No. 2

Lease dated March 13, 1942, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America, for the use of Federal troops, the following property, to-wit:

All that certain property situated in Golden Gate Park and described as the Club House north of the Polo Grounds, the road leading from said Club House in an easterly direction, the tunnel directly in front of said Club House running in a southerly direction leading into the Polo Grounds, and stables No. 1 and 2 and the area adjoining thereto. All of which said properties are described and identified in a plan attached to the aforesaid lease, and contain approximately 5700 square feet of floor space and the surrounding land contain approximately 78,300 square feet of property.

The terms of said lease being as follows, to-wit: The term thereof to commence on the 13th day of March, 1942, and to end on the 30th day of June, 1942, with the privilege being granted

to the United States of America to renew said lease from year to year under the same terms and conditions, provided that said lease shall not be renewed beyond the 30th day of June, 1943. The rental of said premises to be \$1.00 per year, and the Government of the United States to make all necessary improvements and repairs during the period of occupancy at its own cost and expense with the approval of the Lessor.

Lease No. 3

Lease dated December 20, 1941, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America, for the use of Federal troops, the following property, to-wit:

The building located on the water front at foot of Polk Street known as the Aquatic Park Center, the city reserving unto itself permission to maintain and operate the concession stand located on the first floor of said Aquatic Park Center; the pier, commonly known as the Aquatic Park Pier, located northwest of the aforesaid building.

The terms of said lease being as follows, to-wit: The term thereof to commence on the 20th day of December, 1941, and to end on the 30th day of June, 1942, with the privilege being granted to the United States of America to renew said lease from year to year under the same terms and conditions, provided that said lease shall not be renewed beyond the 30th day of June, 1943. The rental of said premises to be \$236.50 per month, payable monthly, and the city to furnish the services of one stationary engineer for a period not to exceed six days in any one calendar week.

Lease No. 4

Lease dated December 3rd, 1941, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America for the use of its Federal troops, to and until December 20, 1942, the following described property, to-wit: Building located on the water front at the foot of Polk Street, known as the Aquatic Park Center, and also the pier commonly known as the Aquatic Park Pier, located northwest of the aforesaid building, for the total rental of \$759.04, which shall include the services of one engineer and the cost of utilities furnished to said building.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Ratifying a Modification of a Lease Between the Board of Park Commissioners and Harold S. Peterson, Leasing to Said Harold S. Peterson a Certain Wharf and a Boat Mooring and Fishing Concession off of Beach Street Between Laguna and Buchanan Streets and Adjacent to the United States Transport Dock which Said Wharf and Buildings Pertinent Thereto are Commonly Known and Designated as Peterson's Water Taxis.

(Series of 1939)

Bill No. 1752. Ordinance No. as follows:

Ratifying a modification of a lease between the Board of Park Commissioners and Harold S. Peterson, leasing to said Harold S. Peterson a certain wharf and a boat mooring and fishing concession off of Beach Street between Laguna and Buchanan Streets and adjacent to

the United States Transport Dock which said wharf and buildings pertinent thereto are commonly known and designated as Peterson's Water Taxis.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Park Commissioners has referred to the Board of Supervisors a modification of a lease dated June 4, 1942, which lease bears the date July 1, 1940 and which was ratified by the Board of Supervisors on October 7, 1940, between said Board of Park Commissioners and Harold S. Peterson, leasing to said Harold S. Peterson, a certain wharf, boat mooring and fishing concession off of Beach Street between Laguna and Buchanan Streets and adjacent to the United States Transport Dock, the terms of said lease are modified as follows, to-wit:

That the Lessee may occupy the said premises on a month to month basis for a boat mooring and fishing concession at the rental of Twenty-five (\$25.00) Dollars per month payable in advance by the Lessee to the Lessor on the first day of each and every month commencing on May 1, 1942; that the said Lessee will not use said leased premises for any purpose other than the purposes for which he has heretofore used the same; that the privilege granted by said lease may be revoked at the will of the Lessor upon thirty (30) days notice in writing to the Lessee; and that the Lessee will save the Lessor harmless of all claims for damages by reason of any injuries sustained by any person while on said premises during the occupancy of the same by said Lessee; that said lease shall not in any event be assigned or be assignable by operation of law or otherwise.

Section 2. In conformity with the request of said Board of Park Commissioners for the approval of said modification to said lease, the same is hereby approved and ratified upon the terms and conditions herein set forth.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Adopted

The following recommendations of the Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Authorizing Release of Lien Filed Re Indigent Aid—Lillian Scanlan (Series of 1939)

Resolution No. 2706, as follows:

Whereas, An instrument executed by Lillian Scanlan, an indigent person receiving aid from the City and County of San Francisco has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, Said indigent person on payment of the debt secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Authorizing Release of Lien Filed in San Francisco Re Indigent Aid—Harriet May Graeter
(Series of 1939)

Resolution No. 2707, as follows:

Whereas, An instrument executed by Harriet May Graeter, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, Said indigent person on payment of the debts secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Authorizing Release of Lien Filed in Contra Costa County Re Indigent Aid—Harriet May Graeter
(Series of 1939)

Resolution No. 2708, as follows:

Whereas, An instrument executed by Harriet May Graeter, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the County of Contra Costa, State of California, which said instrument created a lien in favor of said City and County of San Francisco on real property belonging to said indigent person; and

Whereas, Said indigent person on payment of the debts secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Lombard Street Widening—Relocation of Improvements
(Series of 1939)

Resolution No. 2709, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the sums set forth below be paid to the following parties or the legal owners, from Appropriation No. 951.913.58, Project No. 16, for the cost of relocating their improvements due to changing the grade of the adjoining streets, caused or to be caused by the widening and reconstruction of Lombard Street, State Highway Route No. 2:

OCTAVIA TOSCHI	\$ 95.00
No. 3028 Broderick Street, Lots 14 and 15, Assessor's Block 938.	

LETIZIA CASTIGLIONI\$1,170.00
No. 3135-3137 Divisadero Street, Lot 2, Assessor's
Block 938.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Ronco-
vieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Land Purchase—Hunters Point Drainage and Sewer Purposes
(Series of 1939)

Resolution No. 2710, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, accept a deed from Imperial Glue Company, a corporation, or the legal owner, to the southeasterly 25 feet of Lot 6, Assessor's Block 4730, San Francisco, required for Hunters Point Drainage and Sewer purposes, and that the sum of \$200.00 be paid for said land from Appropriation No. 148.917.58.

The City Attorney shall examine and approve the title to said property.

Recommended by Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Ronco-
vieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Confirming Sale of Lot 16, Assessor's Block 2612, to Louise Mullen
(Series of 1939)

Resolution No. 2711, as follows:

Whereas, pursuant to Ordinance No. 1592, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on May 28, 1942, for the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

Commencing at the point of intersection of the northeasterly line of 15th Street and the northeasterly line of Lot No. 17 in Block No. 8 according to map hereinafter referred to; running thence northwesterly along said line of 15th Street 42.037 feet; thence at a right angle northeasterly 44.298 feet to the easterly line of Lot No. 15 in said Block; thence southeasterly along the northeasterly line of Lots Nos. 15, 16 and 17 in said Block, 61.069 feet to the point of commencement.

Being part of Lots Nos. 15, 16 and 17 in Block No. 8 according to map entitled "Map of the lands of the Flint Tract Homestead Association", filed in the office of the Recorder of the City and County of San Francisco, State of California, April 10, 1874, and recorded in Map Book 1 at page 148.

Whereas, in response to said advertisement Louise Mullen offered to purchase said land for the sum of \$250.00 cash, no higher bids having been made or received; and

Whereas, said sum of \$250.00 is more than 90% of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$250.00; and

Whereas, Louise Mullen has paid the sum of \$250.00 to the Director of Property as a deposit in connection with this transaction; and

Whereas, the Department of Public Works has recommended the sale of said land.

Now, Therefore, Be It Resolved, that said offer be and is hereby accepted.

Be It Further Resolved, that the Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a deed for the conveyance of said real property to Louise Mullen, or her assignee. The Director of Property shall deliver the deed to the Grantee.

Recommended by the Department of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Requesting City Attorney to Prepare Legislation Fixing Rate at Which Mileage Shall Be Computed for Employees Who Use Their Private Automobiles for Official Business.

(Series of 1939)

Resolution No. 2712, as follows:

Resolved, That the City Attorney be and is hereby authorized and requested to prepare the legislation necessary to provide that the automobile allowance for officers and employees of the City and County of San Francisco in the departments outside the jurisdiction of the Chief Administrative Officer, and who use their private automobiles in the performance of their official duties, shall be computed on the basis of six (6) cents per mile, and that a report shall be filed daily with the superior officers of such employees showing the number of miles traveled and the official assignments which made such travel necessary.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Authorizing Agreement Between City and County and State of California for Construction of Highway on Third Street from China Basin Bridge to Islais Channel Bridge and from Islais Channel Bridge to Custer Avenue.

(Series of 1939)

Resolution No. 2713, as follows:

Whereas, under the provisions of the "Defense Highway Act of 1941," the Secretary of the Navy has certified that the construction of a highway on Third Street from China Basin Bridge to Islais Channel Bridge and from Islais Channel Bridge to Custer Avenue is important to National Defense, and that said road is eligible for allocation of funds from the Defense Highway Act of 1941; and

Whereas, in order to have these funds apply to this project, it is necessary that the City and County of San Francisco participate in the cost of construction, and that the work be accomplished by the

State of California, Department of Public Works, Division of Highways; and

Whereas, it appears to the Board of Supervisors of the City and County of San Francisco that it would be to the best interests of the said City and County to take advantage of the opportunity of constructing this road by Federal fund participation;

Now, Therefore, Be It Resolved, That the City and County of San Francisco enter into an agreement with the State of California, Department of Public Works, Division of Highways, substantially as follows:

1. The State of California, Department of Public Works, Division of Highways will use its best efforts to obtain Federal funds for construction of said road in the amount required over and above the funds contributed by the City and County as hereinafter provided, and, if said Federal and City and County funds are made available, the said State of California will do the work of constructing said road without further cost to the City and County.

2. The City and County agrees that it will contribute the sum of Two Hundred Thousand Dollars (\$200,000), (heretofore appropriated to the credit of Appropriation 177.931.00) for the construction of said road, said sum to be deposited with the Treasurer of the State of California to the credit of the said State on or before July 15th, 1942.

3. The City and County agrees to procure at its own expense all rights of way required for said project. Pending the execution and recordation of deeds for right of way, the City and County guarantees to the said State of California the right of entry upon all necessary lands for construction purposes.

4. The City and County agrees that after completion of construction of said access road, and upon notice of such completion, it will maintain said road at its own expense and in a manner satisfactory to the authorized agents of the United States, and further agrees that in the event the City and County fails to so maintain said road, the State of California may maintain it pursuant to the provisions of Section 823.5 of the Streets and Highways Code.

And Be It Further Resolved, That the Chief Administrative Officer be and is hereby authorized to execute such agreement for and on behalf of the City and County of San Francisco.

Approved as to form by the City Attorney.

Approved by the Chief Administrative Officer.

Approved by the Director of Public Works.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Consideration Continued

Exempting from Residential Requirements of the Charter. Governorman of the Hetch Hetchy Power Division.

(Series of 1939)

Resolution No., as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter and on the recommendation of the Manager of Utilities and the Mayor, and with the approval of the Civil Service Commission, the position of Governorman of the Hetch Hetchy Power Division and other duties is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

Recommended by the Manager of Utilities.
Approved by the Civil Service Commission.
Approved as to form by the City Attorney.
Approved by the Mayor.

NOTE: *The above resolution was recommended by Supervisors MacPhee and Uhl, with Supervisor Mead dissenting.*

Discussion

Supervisor Mead, in discussing the foregoing resolution, expressed his opposition thereto. He believed that a San Francisco citizen could be obtained for the position, and there was no need for the requested exemption of residential requirements.

Privilege of the Floor

Mr. Pickel, representing certain electrical workers, on being granted the privilege of the floor, urged that the resolution be not adopted. He assured the Board that a San Franciscan could be obtained to fill the position of Governorman.

Supervisor MacPhee reported that the Finance Committee had been informed that there was no one from San Francisco available to fill the position. Now, in view of statements just made, he suggested that the resolution be not adopted.

Supervisor Gallagher, however, pursuant to suggestion by Supervisor Shannon, moved that further consideration be continued until Monday, June 29, 1942, in order that the Board might hear both sides of the story.

Motion seconded by Supervisor Green.

Thereupon, the roll was called, and the motion to postpone further consideration until Monday, June 29, 1942, was carried by the following vote:

Ayes: Supervisors Gallagher, Green, O'Gara, Roncovieri, Shannon, Uhl—6.

Noes: Supervisors MacPhee, Mead—2.

Absent: Supervisors Brown, Colman, Meyer—3.

Adopted

Requesting Civil Service Commission to Submit Salary Standardization Schedules for Superintendent of Grounds, Recreation Department, and Related Classifications.

(Series of 1939)

Resolution No. 2714, as follows:

Resolved, That the Civil Service Commission be and it is hereby requested to transmit to the Board of Supervisors proposed salary standardization schedules for the position of O62 Superintendent of Grounds, Recreation Department, together with a report showing the effect of said proposed salary standardization on any related classifications.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Final Passage

**Amending Salary Ordinance—Overtime for Per Diem Workers;
An Emergency Ordinance**

(Series of 1939)

Bill No. 1753, Ordinance No. 1665, as follows:

Amending Ordinance No. 1204 commonly called Annual Salary Ordinance for the Fiscal Year 1941-1942, by adding Section 2.3 thereto providing for overtime pay for overtime work for employees whose compensation is fixed on a per diem basis and defining what shall constitute overtime work; an Emergency Ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1204 commonly called Annual Salary Ordinance for the fiscal year 1941-1942 is hereby amended by adding Section 2.3 thereto, to provide overtime and holiday compensation for the fiscal year 1941-1942 reading as follows:

Section 2.3. The wages specified on a per diem basis in this ordinance for the respective employments included herein are for eight hours' work per day, between the hours of 8:00 A. M. and 5:00 P. M., on Monday, Tuesday, Wednesday, Thursday and Friday. For purposes of this ordinance, the said work schedule shall be considered as regular work time.

Any time worked by employees engaged in the operations and occupations named in this section on Saturday and Sunday, or on New Year's Day, Decoration Day, Independence Day, Labor Day, Admission Day, Armistice Day, Thanksgiving Day and Christmas Day shall be considered as work on holidays and such holiday work shall be compensated at double the rate herein provided for regular work time, subject, however, to the restrictions and provisions of this section. Any time worked by such employees after 12 o'clock midnight and before 8:00 o'clock A. M. shall be compensated at double the rate herein fixed, subject to the restrictions of this section.

Overtime for the employees engaged in the operations or occupations named herein shall be any time worked in excess of eight hours per day, or any time worked before 8:00 A. M. and after 5:00 P. M. on Monday, Tuesday, Wednesday, Thursday and Friday.

Overtime work for employees engaged in operations or occupations set forth in this section whose compensation is fixed in this ordinance on a per diem basis shall be compensated as set forth in this section for such overtime, subject to the provisions of this section; provided that employees engaged in these operations and occupations, under the jurisdiction of the Public Utilities Commission, shall be paid for overtime and holidays worked on the same basis that prevailed for the fiscal year 1938-1939, regardless of the fact that a higher compensation is specified in this section for overtime and holiday work.

Operations and Occupations

Asphalt and related street repair crafts as determined by the civil service classification of positions and Laborers and Cribbers, and Trackmen.

Bricklayers, Hodcarriers, Stone Masons, Granite Cutters, Tile Setters, Plasterers, Cement Finishers, Steam Fitters, Machinists, Electrical Workers, Lathers, Engineers of Hoisting Engines and Compressor Operators and related crafts as determined by the civil service classification of positions.

Marble trades and related crafts as determined by the civil service classification of positions.

Basis for Computing Compensation for Overtime as Herein Defined.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime and twice the rate fixed herein for regular time thereafter, except that the rate for overtime between 6:00 A. M. and 8:00 A. M. shall be twice the rate fixed herein for regular time.

Twice the rate fixed herein for regular time.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

Carpenters and related crafts as determined by the civil service classification of positions.

Glaziers and related crafts as determined by the civil service classification of positions.

Painters and related crafts as determined by the civil service classification of positions.

Plumbers and Gas Fitters and related crafts as determined by the civil service classification of positions and employees engaged in pipe-caulking and installing meters and water services.

Sheet Metal Workers and related crafts as determined by the civil service classification of positions.

Chauffeurs, Truck Drivers and related crafts as determined by the civil service classification of positions.

Boiler Makers and related crafts as determined by the civil service classification of positions.

Sewer Cleaners.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time for the first two hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time.

Twice the rate fixed herein for regular time.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time after 8 hours. Working time shall be reckoned by the half day or the full day.

One and one-half times the rate fixed herein for regular time after 8 hours.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter, except that the rate for overtime between 6:00 A. M. and 8:00 A. M. shall be twice the rate fixed herein for regular time; and provided that when the ebb and flow of the tides in San Francisco Bay shall interfere with the work of cleaning, maintaining and repairing sewers to the extent that employees engaged therein cannot render service or perform work for more than 4 hours per day, the said 4 hours shall be considered and compensated as a full day's work, unless, immediately following such work, such employees are assigned to other duties within their classification.

Regardless of other provisions of this section, whenever operations as now constituted and as now carried on regularly and continuously require the services of any of the crafts named in this section before 8:00 A. M. or after 5:00 P. M., and the employee engaged therein has during the fiscal year 1938-1939 received only straight time for such work, such employee shall be compensated for straight time only.

Section 2. This ordinance shall be retroactive as of the 1st day

of July, 1941, and the amendment to said salary ordinance herein provided for shall be effective as of said date in order to make proper compensation for the several employments mentioned in said Annual Salary Ordinance, and to fully compensate the several employees engaged in said employments since the 1st day of July, 1941.

Section 3. The provisions of this ordinance shall not apply to employments established in the Bureau of Street Cleaning, Department of Public Works.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith, the nature of said emergency being as follows:

That this ordinance provides for the payment of compensation to certain employees of the City and County of San Francisco and if this ordinance is not passed immediately and does not become effective prior to July 1, 1942, funds which are now available for the payment of the compensation of said employees will no longer be available for said purpose and therefore in order to comply with the time limitations established by law it is necessary that this ordinance become effective at once.

Approved as to form by the City Attorney.

Approved by the Mayor.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Colman—2.

Pasasge for Second Reading

Appropriating \$60,000, Department of Public Works, for Removal of Street Car Tracks from Guerrero Street, Monterey Boulevard, San Jose Avenue, First, Army and Divisadero Streets.

(Series of 1939)

Bill No. 1754, Ordinance No. as follows:

Authorizing a Supplemental Appropriation Ordinance in the amount of \$60,000.00 from the surpluses existing in the following appropriations: \$20,011.27 from Appropriation 177,900.00 (Unallocated Special Gas Tax Street Improvement Fund) and \$39,988.73 from the unbudgeted Special Gas Tax Street Improvement Fund of 1941-42, to the credit of Appropriation 177,976.00 (Track Removals, Major Streets) necessary for the removal of street car tracks from Guerrero Street, Monterey Blvd., San Jose Avenue, First St., Army St., and Divisadero St., by W.P.A. forces.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$60,000.00 is hereby appropriated and set aside from the surpluses existing in the following appropriations: \$20,011.27 from Appropriation 177,900.00 (Unallocated Special Gas Tax Street Improvement Fund) and \$39,988.73 from the unbudgeted Special Gas Tax Street Improvement Fund of 1941-42, to the credit of Appropriation 177,976.00 (Track Removals, Major Streets) necessary for the removal of street car tracks from Guerrero Street, Monterey Blvd., San Jose Av., First St., Army St., and Divisadero St., by W. P. A. forces.

Section 2. The Chief Administrative Officer be and is hereby authorized and requested to execute the necessary project statement and memoranda of agreement covering this work for and on behalf of the City and County of San Francisco, and transmit them to the District Engineer, State Department of Public Works.

Recommended by Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Appropriating \$1200, Civilian Defense Council, for Position of One Assistant Director of Civilian Defense at \$400, in Place of One Press and Radio Coordinator at \$300.

(Series of 1939)

Bill No. 1755, Ordinance No. as follows:

Appropriating \$1200 out of Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, and appropriating \$3600. out of Appropriation 202.110.79-2, Permanent Salaries, Public Information and Instruction, Civilian Defense to the credit of Appropriation No. 202.110.79-1; creating the position of one Assistant Director of Civilian Defense at \$400. per month and providing funds for the compensation thereof for the period July 1, 1942 to June 30, 1943 and abolishing the position of one Press and Radio Coordinator at \$300. per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated the sum of \$1200. out of Appropriation No. 202.000.79 Unappropriated Reserve for Civilian Defense and the sum of \$3,600. out of Appropriation No. 202.110.79-2, Permanent Salaries, Public Information and Instruction, to the credit of Appropriation No. 202.110.79-2, Permanent Salaries, Director's Office, to provide funds for the compensation of one Assistant Director of Civilian Defense at \$400. per month for the period July 1, 1942 to June 30, 1943.

Section 2. The position of one Assistant Director of Civilian Defense in the office of the Director of Civilian Defense, at \$400. per month is hereby created, effective July 1, 1942.

Section 3. The position of one Press and Radio Coordinator, in the office of Public Information and Instruction, at \$300. is hereby abolished.

Approved as to form by the City Attorney.

Recommended and approved by the Mayor.

Funds provided in 1942-43 Budget and Appropriation Ordinance, and are available as of July, 1942. Approved by Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Amending Salary Ordinance, Civilian Defense Council, by Substituting One Assistant Director of Civilian Defense at \$400 for One Press and Radio Coordinator at \$300.

(Series of 1939)

Bill No. 1756, Ordinance No. as follows:

An amendment to Bill No. 1734, Ordinance No., Section 4a San Francisco Civilian Defense Council, by adding Item 2.1 1 B90.2 Assistant Director of Civilian Defense at \$400, and by deleting Item 10, 1 Press and Radio Coordinator at \$300, effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No., Section 4a is hereby amended to read as follows:

Section 4a. SAN FRANCISCO CIVILIAN DEFENSE COUNCIL.

The following positions are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B52	Assistant Supervisor, Public Information and Instruction Service	\$ 300
2	1	B90.1	Director of Civilian Defense	600
2.1	1	B90.2	Assistant Director of Civilian Defense	400
3	1	B210	Office Assistant	106
4	1	B310a	Tabulating Alphabetic Key Punch Operator	155
5	12	B408	General Clerk-Stenographer	155
6	1	B419.2	Secretary, Advisory Board	250
7	1	B454	Telephone Operator	150
8	11	B512	General Clerk-Typist	155
9	1	G300	Supervisor, Volunteer Registration	225

Section 2. This ordinance shall become effective July 1, 1942.

Approved as to Classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl--8.

Absent: Supervisors Brown, Colman, Green--3.

Final Passage**Amending Identification Tag Ordinance**

(Series of 1939)

Bill No. 1763, Ordinance No. as follows:

Amending Sections 1 and 3 of Ordinance No. 1623 entitled as follows: "Providing for the Identification and Care of Children Between the Ages of Six (6) Months and Eighteen (18) Years During the Now Existing War Emergency by the Furnishing, Distribution and Compulsory Wearing of Identification Tags, and the Duties of Parents, Guardians and Custodians, Prescribing Penalties for Violation Hereof and Making an Appropriation to Defray the Expense Thereof; An Emergency Ordinance"; and repealing Ordinance No. 1633; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Ordinance No. 1623, entitled as above, is hereby amended to read as follows:

Section 1. During the now existing wars between the United States, the Empire of Japan, the Kingdom of Italy and the German Reich, respectively, every child between the ages of six months and eighteen years residing in the City and County of San Francisco shall at all times wear an identification tag or badge securely attached by a chain, cord or other device around the arm, neck or ankle. Said tag or badge and said chain, cord or other affixing device shall be of a kind and type approved by the Civilian Defense Council of the City and County of San Francisco, and shall be for the purpose of identifying said children and said tag or badge shall contain a serial number to be assigned as hereinafter set forth and shall have inscribed thereon the name of said child, the place of residence of said child, the name and place of residence of the parent, guardian or custodian of said child, the telephone number of said parent, guardian or custodian, the letters S.F., and at the request of said parent, guardian or custodian, any other pertinent information concerning said child.

Section 2. Section 3 of the aforesaid ordinance is hereby amended to read as follows:

Section 3. During the existing wars between the United States and Germany, Italy and Japan, respectively, every parent, guardian or other custodian of any child between the ages of six (6) months and eighteen (18) years, residing in the City and County of San Francisco, shall compel each child in his or her custody, or under his or her control, to wear said tag or badge at all times securely attached around the arm, ankle or neck of said child.

Section 3. Ordinance No. 1633 is hereby repealed.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of this emergency being as follows:

That there is immediate danger during the existence of the present war between the United States and Germany, Italy and Japan, of the City and County of San Francisco being attacked by the enemy and grave damage done to said City and County of San Francisco as well as the danger of injury being inflicted upon the residents thereof, and for the safety and welfare of a large number of the residents of said City and County, to-wit: All children between the ages of six (6) months and eighteen (18) years, it is necessary that said identification tags or badges be furnished with the least possible delay and that since it is now difficult, if not impossible, due to war time priorities on metal of all kinds, to obtain metal chains for the attachment of said tags or badges to the persons of said children, therefore it is now necessary that this amending ordinance providing for substitute materials in the place of metal be passed with the least delay.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Passage for Second Reading

Authorizing a Supplemental Appropriation of \$5,000.00 for the Purchase of Certain Land Required for the Log Cabin Ranch School.

(Series of 1939)

Bill No. 1761, Ordinance No. as follows:

Authorizing a supplemental appropriation of \$5,000.00 for the purchase of certain land required for the Log Cabin Ranch School.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$5,000.00 out of the surplus existing in the Sheriff's Reserve for Land Purchases to the credit of Juvenile Court Appropriation No. 124,600.01 toward the cost of purchasing certain land in San Mateo County for the Log Cabin Ranch School and for payment of incidental expenses.

Section 2. The above sum of \$5,000.00, together with the sum of \$21,000.00 referred to in Bill No. 1745, Series of 1939, comprises the full amount needed for said purposes.

Approved by the Sheriff.

Approved by the Chief Juvenile Probation Officer.

Recommended by the Director of Property.

Recommended by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Adopted

Canvass of Votes Cast at Special Election June 9, 1942.

(Series of 1939)

Resolution No. 2715, as follows:

Whereas, a special municipal election was held in the City and County of San Francisco on Tuesday, June 9, 1942; and

Whereas, the vote and returns of said election have been duly canvassed and the results thereof duly ascertained,

Resolved, by the Board of Supervisors of the City and County of San Francisco, as follows:

Section 1. That the Volume in the office of the Registrar of Voters of the City and County of San Francisco entitled "Statement of Votes of the Special Election City and County of San Francisco, June 9th, 1942, and bearing the identifying letters "B G", and containing a statement of the votes cast at said special election held in the City and County of San Francisco on Tuesday, June 9, 1942, be and the same is hereby adopted as and the same shall constitute the record of the official canvass of said special election. That said statement shows the whole number of votes cast in said City and County, the propositions voted upon at said special election, the number of votes given at each precinct for and against each of said propositions, and the total number of votes given in said City and County for and against each of such propositions voted upon.

Section 2. That the propositions voted upon at said special election and the total number of votes cast for and against each of said propositions were as follows:

<i>Propositions Voted Upon—</i>	Total Voted for each Proposition:	Total Voted against each Proposition:
Water Works System Bonds 1942 (election called pursuant to Ordinance No.1596)	115,479	21,071
Fire Protection Bonds 1942 (election called pursuant to Ordinance No. 1596)	117,555	18,815

Section 3. That more than two-thirds (2/3rds) of all of the votes cast on each of the propositions designated "Water Works System Bonds 1942" and "Fire Protection Bonds 1942," respectively, were in favor of each of said propositions and each of said propositions is hereby declared adopted.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Providing for the Issuance and Redemption of Bonds Authorized by Special Election of June 9

(Series of 1939)

Resolution No. 2716, as follows:

Providing for the issuance and redemption of bonds of the City and County of San Francisco authorized by special election held June 9, 1942, for the acquisition, construction and completion of the following municipal improvement, to wit: additional fire protection equipment and fire fighting apparatus, including pumping units, trucks and mech-

anized equipment, fire hose and fire fighting facilities and equipment, additions and extensions to the fire alarm system, and all other works, property or structures necessary or convenient for additional fire protection for the City and County of San Francisco prescribing the date and form of said bonds and the time of payment thereof; authorizing their execution and providing for the levy and collection of taxes sufficient for the payment thereof.

Whereas, all the requirements of law have been complied with in calling and holding the special election held in the City and County of San Francisco on the 9th day of June, 1942, at which election the proposition to issue bonds of said City and county in the principal sum of \$3,000,000 for the object and purpose hereinafter stated was submitted to the voters of said City and County; and the Board of Supervisors of said City and County of San Francisco did meet and canvass the returns of said election and did as the result of such canvass determine and declare, and do hereby certify, that said proposition received at said special election the affirmative vote of more than two-thirds of all of the voters voting at said election, and was thereby carried and adopted by said election, and the issuance of all of said bonds by said City and County was duly authorized.

Now, Therefore, Be It Resolved by the Board of Supervisors of the City and County of San Francisco, as follows:

Section 1. That all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of said bonds have existed, happened and been performed in due time, form and manner as required by law, and said City and County of San Francisco is now authorized pursuant to each and every requirement of law to incur indebtedness in the manner and form as in this resolution provided.

Section 2. That bonds of the City and County of San Francisco in the aggregate principal sum of \$3,000,000, to be known as "Fire Protection Bonds 1942" shall issue to pay the cost of the acquisition, construction and completion of the municipal improvement of said City and County set forth in the following proposition, to wit:

Proposition No. 2 (Fire Protection): Shall the City and County of San Francisco incur a bonded indebtedness in the principal amount of \$3,000,000 for the acquisition, construction and completion of the following municipal improvement, to wit: Additional fire protection equipment and fire fighting apparatus, including pumping units, trucks and mechanized equipment, fire hose and fire fighting facilities and equipment, additions and extensions to the fire alarm system, and all other works, property or structures necessary or convenient for additional fire protection for the City and County of San Francisco?

Section 3. That said bonds shall be issued as hereinafter set forth, and shall be sold in such manner as the Board of Supervisors shall determine, at not less than their par value and accrued interest. Said bonds shall be negotiable in form, and of the character known as serial, and shall be three thousand (3,000) in number, numbered consecutively from 1 to 3000, both inclusive, of the denomination of \$1,000 each. All of said bonds shall bear interest from their date until paid, at the rate or rates designated in the bid of the successful bidder at the time of the sale of said bonds, but not to exceed six (6) per cent. per annum, payable semi-annually. Such interest shall be evidenced by coupons attached to each bond, and each of said coupons shall represent six months' interest on the bond to which it is attached. The principal of and interest on said bonds shall be payable at the office of the Treasurer of said City and County, or, at the option of the holder, at the fiscal agency of said City and County of San Francisco in the City and State of New York, in lawful money of the United States. Said bonds shall be dated June 10, 1942 (which is hereby fixed as and determined to be the date of the issuance of such bonds), and

shall mature and be payable in consecutive numerical order from lower to higher, as follows:

\$300,000 principal amount of said bonds shall mature and become payable on June 10 in each of the years 1943 to 1952, both inclusive.

Said interest coupons shall be payable on the 10th day of June and the 10th day of December in each year until and at the respective dates of maturity of said bonds, the first coupon on each bond being payable on December 10, 1942.

Section 4. Said bonds shall each be substantially in the following form, the blanks in said form and in the form of coupon given below to be filled with appropriate words or figures, namely:

UNITED STATES OF AMERICA
STATE OF CALIFORNIA

No.

\$1,000

CITY AND COUNTY OF SAN FRANCISCO
FIRE PROTECTION BOND 1942

For value received, the City and County of San Francisco, a municipal corporation, organized and existing under the laws of the State of California, hereby acknowledges itself indebted and promises to pay to the bearer hereof (unless this bond be registered) on the 10th day of June, 19..... the sum of one thousand dollars (\$1,000), together with interest thereon at the rate ofper centum per annum, payable semi-annually, on June 10th and December 10th of each year from date hereof until paid, but prior to the date of maturity only (unless this bond be registered), on presentation and surrender of the coupons hereto attached as they respectively become due, both principal and interest being payable in lawful money of the United States at the office of the Treasurer of said City and County, or, at the option of the holder, at the fiscal agency of said City and County of San Francisco in the City and State of New York.

This bond is issued under and pursuant to the Constitution and laws of the State of California and the Charter of said City and County of San Francisco, and under and pursuant to ordinances and proceedings of said City and County duly adopted and taken and a vote and the assent of more than two-thirds of all the qualified electors of said City and County voting at a special election duly and legally called and held for that purpose.

It is hereby certified, recited and declared that all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of this bond have existed, happened and been performed in due time, form and manner as required by law, and that the amount of this bond, together with all other indebtedness of said City and County, does not exceed any limit prescribed by the Constitution or laws of said State or the Charter of said City and County, and that provision has been made, as required by the Constitution and laws of said State and the Charter of said City and County for the collection of an annual ad valorem tax sufficient to pay the principal of and interest on this bond as the same become due. The full faith and credit of said City and County are hereby pledged for the punctual payment of the principal of and interest on this bond.

This bond may be registered in the manner provided by law, and thereafter the principal of and interest on this bond shall be payable to such registered owner.

In Witness Whereof, said City and County of San Francisco has caused this bond to be executed under its corporate seal, signed by the Mayor and by the Treasurer of said City and County, by their and each of their facsimile signatures, and countersigned by the Clerk of the Board of Supervisors thereof, and has caused the interest coupons

attached thereto to be signed by the facsimile signature of its Treasurer, and this bond to be dated the 10th day of June, 1942.

.....
Mayor

.....
Treasurer

Countersigned:

.....
Clerk of the Board of Supervisors.

(Coupon)

On the 10th day of, 19....., the City and County of San Francisco, California, will (unless the within-mentioned bond be registered) pay to bearer at the office of the Treasurer of said City and County, or, at the option of the holder, at the fiscal agency of the City and County of San Francisco in the City and State of New York,

.....dollars
(\$.....) in lawful money of the United States, being six months' interest then due on its Fire Protection Bond 1942, dated June 10, 1942, Number.....

.....
Treasurer

(Form of Registration)

This bond is registered pursuant to the statute in such cases made and provided in the name of..... and the interest and principal thereof are hereafter payable to such owner.

Dated the day of, 19.....

.....
Treasurer of the City and County of
San Francisco.

Section 5. The Mayor of the City and County of San Francisco and the Treasurer of said City and County are hereby authorized and directed, respectively, as such officers, to execute each of said bonds on behalf of said City and County, and the Clerk of the Board of Supervisors is hereby authorized and directed to countersign each of said bonds and to affix the corporate seal of said City and County thereto. The Mayor of said City and County is hereby authorized to execute said bonds by his lithographed, printed or engraved facsimile signature, and the Treasurer of said City and County is hereby authorized to execute said bonds by his lithographed, printed or engraved facsimile signature. The Treasurer of said City and County is also hereby authorized and directed to sign each of the interest coupons by his lithographed, printed or engraved facsimile signature. Such signing; countersigning and sealing, as herein provided, shall be a sufficient and binding execution of said bonds and coupons by said City and County.

Section 6. For the purpose of paying the principal of and interest on said bonds, the Board of Supervisors of the City and County of San Francisco shall at the time of fixing the general tax levy and in the manner for such general tax levy provided, levy and collect annually each year until said bonds are paid, or until there shall be a sum in the treasury of said City and County set apart for that purpose to meet all sums coming due for principal and interest on such bonds, a tax sufficient to pay the annual interest on such bonds as the same becomes due, and also such part of the principal thereof as shall become due before the proceeds of a tax levied at the time for making the next general tax levy can be made available for the payment of such principal. The taxes herein required to be levied and collected shall be in addition to all other taxes levied for City and County purposes, and shall be collected at the time and in the same manner as other City and County taxes are collected, and be used for no other purpose than

the payment of said bonds and accruing interest. Said taxes as collected shall be forthwith paid into the fund for which the same were levied and collected and which shall be designated "Fire Protection (1942) Interest and Redemption Fund," and all sums to become due for the principal of and interest on said bonds shall be paid from such fund. There shall likewise be deposited in said fund any moneys received on account of interest accrued on said bonds, from their date to the date of delivery and actual payment of the purchase price thereof.

Section 7. There is hereby created and established a fund to be known as "1942 Fire Protection Bond Fund," which shall be kept by the Treasurer of said City and County, and all proceeds of sale of any of said bonds (except accrued interest received on such sale) shall be placed by the Treasurer to the credit of the said fund and shall be kept separate and distinct from all other municipal funds, and shall be applied exclusively to the acquisition, construction and completion of the aforesaid improvement.

Section 8. The Clerk of the Board of Supervisors is directed to cause a sufficient number of blank bonds and coupons of suitable quality to be prepared, and to cause the blank spaces thereof to be filled in to comply with the provisions hereof, and to procure their execution by the proper officers, and to deliver them, when so executed, to the Treasurer of said City and County, who shall safely keep the same until they shall be sold by the Board of Supervisors; whereupon he shall deliver them to the purchaser or purchasers thereof, on receipt of the purchase price.

Section 9. This resolution shall take effect immediately.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Providing for the Issuance and Redemption of Bonds of the City and County of San Francisco Authorized by Election June 9

(Series of 1939)

Resolution No. 2717, as follows:

Providing for the issuance and redemption of bonds of the City and County of San Francisco authorized by special election held June 9, 1942, for the acquisition, construction and completion of the following municipal improvement, to wit: improvement of the present water-works system by the construction of an auxiliary pumping plant at Lake Merced, together with machinery, pumps, pipe lines, mains, hydrants, storage facilities, reservoirs, lands, rights of way, equipment, and other works, property or structures necessary or convenient for improving and augmenting the existing water supply of the City and County of San Francisco; prescribing the date and form of said bonds and the time of payment thereof; authorizing their execution and providing for the levy and collection of taxes sufficient for the payment thereof.

Whereas, all the requirements of law have been complied with in calling and holding the special election held in the City and County of San Francisco on the 9th day of June, 1942, at which election the proposition to issue bonds of said City and county in the principal sum of \$1,250,000 for the object and purpose hereinafter stated was submitted to the voters of said City and County; and the Board of Supervisors of said City and County of San Francisco did meet and canvass the returns of said election and did as the result of such canvass determine and declare, and do hereby certify, that said proposition received at said special election the affirmative vote of more than two-thirds of all of the voters voting at said election, and was thereby carried and adopted by said election, and the issuance of all of said bonds by said City and County was duly authorized,

Now, Therefore, Be It Resolved by the Board of Supervisors of the City and County of San Francisco, as follows:

Section 1. That all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of said bonds have existed, happened and been performed in due time, form and manner as required by law, and said City and County of San Francisco is now authorized pursuant to each and every requirement of law to incur indebtedness in the manner and form as in this resolution provided.

Section 2. That bonds of the City and County of San Francisco in the aggregate principal sum of \$1,250,000, to be known as "Water Works System Bonds 1942" shall issue to pay the cost of the acquisition, construction and completion of the municipal improvement of said City and County set forth in the following proposition, to wit:

Proposition No. 1 (Waterworks System): Shall the City and County of San Francisco incur a bonded indebtedness in the principal amount of \$1,250,000 for the acquisition, construction and completion of the following municipal improvement, to wit: Improvement of the present waterworks system by the construction of an auxiliary pumping plant at Lake Merced, together with machinery, pumps, pipe lines, mains, hydrants, storage facilities, reservoirs, lands, rights of way, equipment, and other works, property or structures necessary or convenient for improving and augmenting the existing water supply of the City and County of San Francisco?

Section 3. That said bonds shall be issued as hereinafter set forth, and shall be sold in such manner as the Board of Supervisors shall determine, at not less than their par value and accrued interest. Said bonds shall be negotiable in form, and of the character known as serial, and shall be one thousand two hundred fifty (1,250) in number, numbered consecutively from 1 to 1250, both inclusive, of the denomination of \$1,000 each. All of said bonds shall bear interest from their date until paid, at the rate or rates designated in the bid of the successful bidder at the time of the sale of said bonds, but not to exceed six (6) per cent. per annum, payable semi-annually. Such interest shall be evidenced by coupons attached to each bond, and each of said coupons shall represent six months' interest on the bond to which it is attached. The principal of and interest on said bonds shall be payable at the office of the Treasurer of said City and County, or, at the option of the holder, at the fiscal agency of said City and County of San Francisco in the City and State of New York, in lawful money of the United States. Said bonds shall be dated June 10, 1942 (which is hereby fixed as and determined to be the date of the issuance of such bonds), and shall mature and be payable in consecutive numerical order from lower to higher, as follows:

\$250,000 principal amount of said bonds shall mature and become payable on June 10 in each of the years 1943 to 1947, both inclusive.

Said interest coupons shall be payable on the 10th day of June and the 10th day of December in each year until and at the respective dates of maturity of said bonds, the first coupon on each bond being payable on December 10, 1942.

Section 4. Said bonds shall each be substantially in the following form, the blanks in said form and in the form of coupon given below to be filled with appropriate words or figures, namely:

UNITED STATES OF AMERICA
STATE OF CALIFORNIA

No.

\$1,000

CITY AND COUNTY OF SAN FRANCISCO
WATER WORKS SYSTEM BOND 1942

For value received, the City and County of San Francisco, a muni-

icipal corporation, organized and existing under the laws of the State of California, hereby acknowledges itself indebted and promises to pay to the bearer hereof (unless this bond be registered) on the 10th day of June, 19, the sum of one thousand dollars (\$1,000), together with interest thereon at the rate of per centum per annum, payable semi-annually, on June 10th and December 10th of each year from date hereof until paid, but prior to the date of maturity only (unless this bond be registered), on presentation and surrender of the coupons hereto attached as they respectively become due, both principal and interest being payable in lawful money of the United States at the office of the Treasurer of said City and County, or, at the option of the holder, at the fiscal agency of said City and County of San Francisco in the City and State of New York.

This bond is issued under and pursuant to the Constitution and laws of the State of California and the Charter of said City and County of San Francisco, and under and pursuant to ordinances and proceedings of said City and County duly adopted and taken and a vote and the assent of more than two-thirds of all the qualified electors of said City and County voting at a special election duly and legally called and held for that purpose.

It is hereby certified, recited and declared that all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of this bond have existed, happened and been performed in due time, form and manner as required by law, and that the amount of this bond, together with all other indebtedness of said City and County, does not exceed any limit prescribed by the Constitution or laws of said State or the Charter of said City and County, and that provision has been made, as required by the Constitution and laws of said State and the Charter of said City and County for the collection of an annual ad valorem tax sufficient to pay the principal of and interest on this bond as the same become due. The full faith and credit of said City and County are hereby pledged for the punctual payment of the principal of and interest on this bond.

This bond may be registered in the manner provided by law, and thereafter the principal of and interest on this bond shall be payable to such registered owner.

In Witness Whereof, said City and County of San Francisco has caused this bond to be executed under its corporate seal, signed by the Mayor and by the Treasurer of said City and County, by their and each of their facsimile signatures, and countersigned by the Clerk of the Board of Supervisors thereof, and has caused the interest coupons attached thereto to be signed by the facsimile signature of its Treasurer, and this bond to be dated the 10th day of June, 1942.

Mayor

Treasurer

Countersigned:

Clerk of the Board of Supervisors.

(Coupon)

On the 10th day of, 19....., the City and County of San Francisco, California, will (unless the within-mentioned bond be registered) pay to bearer at the office of the Treasurer of said City and County, or, at the option of the holder, at the fiscal agency of the City and County of San Francisco in the City and State of New York,

.....dollars
(\$.....) in lawful money of the United States, being six

months' interest then due on its Water Works System Bond 1942, dated June 10, 1942, Number

.....
Treasurer

(Form of Registration)

This bond is registered pursuant to the statute in such cases made and provided in the name of.....
and the interest and principal thereof are hereafter payable to such owner.

Dated the day of, 19.....

.....
Treasurer of the City and County of
San Francisco.

Section 5. The Mayor of the City and County of San Francisco and the Treasurer of said City and County are hereby authorized and directed, respectively, as such officers, to execute each of said bonds on behalf of said City and County, and the Clerk of the Board of Supervisors is hereby authorized and directed to countersign each of said bonds and to affix the corporate seal of said City and County thereto. The Mayor of said City and County is hereby authorized to execute said bonds by his lithographed, printed or engraved facsimile signature, and the Treasurer of said City and County is hereby authorized to execute said bonds by his lithographed, printed or engraved facsimile signature. The Treasurer of said City and County is also hereby authorized and directed to sign each of the interest coupons by his lithographed, printed or engraved facsimile signature. Such signing; countersigning and sealing, as herein provided, shall be a sufficient and binding execution of said bonds and coupons by said City and County.

Section 6. For the purpose of paying the principal of and interest on said bonds, the Board of Supervisors of the City and County of San Francisco shall at the time of fixing the general tax levy and in the manner for such general tax levy provided, levy and collect annually each year until said bonds are paid, or until there shall be a sum in the treasury of said City and County set apart for that purpose to meet all sums coming due for principal and interest on such bonds, a tax sufficient to pay the annual interest on such bonds as the same becomes due, and also such part of the principal thereof as shall become due before the proceeds of a tax levied at the time for making the next general tax levy can be made available for the payment of such principal. The taxes herein required to be levied and collected shall be in addition to all other taxes levied for City and County purposes, and shall be collected at the time and in the same manner as other City and County taxes are collected, and be used for no other purpose than the payment of said bonds and accruing interest. Said taxes as collected shall be forthwith paid into the fund for which the same were levied and collected and which shall be designated "Water Works System (1942) Interest and Redemption Fund," and all sums to become due for the principal of and interest on said bonds shall be paid from such fund. There shall likewise be deposited in said fund any moneys received on account of interest accrued on said bonds, from their date to the date of delivery and actual payment of the purchase price thereof.

Section 7. There is hereby created and established a fund to be known as "1942 Water Works System Bond Fund," which shall be kept by the Treasurer of said City and County, and all proceeds of sale of any of said bonds (except accrued interest received on such sale) shall be placed by the Treasurer to the credit of the said fund and shall be kept separate and distinct from all other municipal funds, and shall be applied exclusively to the acquisition, construction and completion of the aforesaid improvement.

Section 8. The Clerk of the Board of Supervisors is directed to cause a sufficient number of blank bonds and coupons of suitable quality to be prepared, and to cause the blank spaces thereof to be filled in to

comply with the provisions hereof, and to procure their execution by the proper officers, and to deliver them, when so executed, to the Treasurer of said City and County, who shall safely keep the same until they shall be sold by the Board of Supervisors; whereupon he shall deliver them to the purchaser or purchasers thereof, on receipt of the purchase price.

Section 9. This resolution shall take effect immediately.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Adopted

Authorizing Sale of \$500,000 Fire Protection Bonds 1942

(Series of 1939)

Resolution No. 2718, as follows:

Resolved, that the Clerk of the Board of Supervisors is hereby directed to advertise in the official newspaper, a notice of sale that, on the 29th day of June, 1942, the Board of Supervisors will receive sealed proposals up to the hour of 3:00 p. m. (P.W.T.) on said date, for the purchase of:

\$500,000 Fire Protection Bonds 1942.

Dated June 10, 1942.

Said Bonds are 500 in number, numbered 1 to 500, both inclusive, of the denomination of \$1,000 each, maturing \$300,000 principal amount on June 10, 1943 and \$200,000 principal amount on June 10, 1944, bearing interest at a rate or rates not exceeding six (6) per centum per annum, as shall be named by the bidder, and the bidder or bidders shall specify in their bids the interest rates desired, not exceeding six per centum per annum. Interest on said Bonds will be payable semi-annually June 10th and December 10th.

Discussion

Supervisor MacPhee reported on the meeting held in the Mayor's office and attended by members of the Finance Committee, the Director of Civilian Defense, and Mr. John Cahill. The Authorization of sale of \$500,000 bonds was agreed on to enable the purchase of items, trucks, etc., which can now be obtained, or for which priorities are not necessary.

Supervisor O'Gara announced his intention to vote to authorize the sale of bonds as recommended by the Finance Committee. He would vote for a larger amount if it had been decided to sell a larger amount.

Supervisor Meyer announced that he would not vote against the Resolution, but he suggested that it be amended to provide for the sale of a much larger amount. He believed that nothing should be permitted to interfere with the protection of San Francisco homes and families.

Supervisor Roncovieri agreed with the views expressed by Supervisor Meyer. In referring to statement made by Supervisor MacPhee, as to priorities, Supervisor Roncovieri requested that the Finance Committee report to the Board, at the Board's next meeting, if possible, just what priorities cannot now be obtained.

Thereupon, the roll was called and the foregoing resolution was

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Colman—2.

Authorizing Employment of Attorneys to Pass on Legality of Bonds
(Series of 1939)

Resolution No. 2719, as follows:

Authorizing the employment of Orrick, Dahlquist, Neff & Herrington for the purpose of examining the proceedings relative to the authorization of issuance of bonds in the amount of \$3,000,000.00 for fire protection equipment, and in the amount of \$1,250,000.00 for the improvement of the present water works system, approved by the electors on June 9, 1942: rendering an opinion as to the legality of said bonds: and fixing the compensation of said Orrick, Dahlquist, Neff & Herrington.

Be It Resolved that the firm of Orrick, Dahlquist, Neff & Herrington be and it is hereby retained by the City and County of San Francisco for the purpose of examining the proceedings relative to the authorization and issuance of bonds in the amount of \$3,000,000.00 for fire protection equipment, and in the amount of \$1,250,000.00 for the improvement of the present water works system, approved by the electors on June 9, 1942, and rendering an opinion as to the legality of said bonds;

Be It Further Resolved that the compensation of said Orrick, Dahlquist, Neff & Herrington for their services, as herein provided, is hereby fixed at the sum of fifty cents (50c) for each one thousand (\$1000.00) dollar bond issued and sold under the approval of their opinion, said sums to be payable from time to time on the sale of said bonds.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Colman—2.

Passage for Second Reading

Appropriating the Sum of \$500,000.00 to the San Francisco Fire Department from the 1942 Fire Protection Bonds for the Purpose of Purchasing the Hereinafter Mentioned Fire Equipment for Said Department: An Emergency Ordinance.

(Series of 1939)

Bill No. 1762, Ordinance No. 1666, as follows:

Appropriating the sum of \$500,000.00 to the San Francisco Fire Department from the 1942 Fire Protection Bonds for the purpose of purchasing the hereinafter mentioned fire equipment for said department; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$500,000.00 is hereby appropriated from the 1942 Fire Protection Bonds to the San Francisco Fire Department for the purchase of the following equipment for said department, to wit:

Approximately 290 special trucks to carry pumping units;

Approximately 290 special bodies for said trucks;

Shop work to assemble said trucks and bodies.

Miscellaneous equipment in connection with said trucks, including reducing valves;

Shelters for pumps and trucks, stirrup pumps as needed, and other equipment to be used for the safety of the people of San Francisco in the time of fires or conflagration.

Section 2. This ordinance is passed as an emergency measure and this Board of Supervisors does by the vote by which this ordinance is passed hereby declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: That all and singular the above mentioned equipment is necessary for the immediate necessary preservation of the

safety of the people of the City and County of San Francisco and for the uninterrupted operation of the San Francisco Fire Department.

Recommended by the Director of Civilian Defense.

Appropriation recommended by the Mayor.

Approved as to form by the City Attorney.

Subject to sale of 1942 Fire Protection Bonds funds available approved by the Controller. ~~Finally~~ *Passed by the following vote:*

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Colman—2.

Tabled

The following from Finance Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Municipally Owned Motor Vehicles to be Used for City and County Business Only (Series of 1939)

Bill No. 1757, Ordinance No. as follows:

Prohibiting any officer, agent or employee of the City and County of San Francisco from using a municipally owned motor vehicle except when the same is used in connection with the business or affairs of the City and County of San Francisco.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. No officer, agent or employee of the City and County of San Francisco shall use any motor vehicle belonging to the City and County of San Francisco except when the same is used in connection with the business or affairs of the City and County of San Francisco.

Section 2. Any person violating the provisions of this ordinance shall be guilty of a misdemeanor and shall be punished in the same manner as is provided in the San Francisco Municipal Code for persons who are adjudged guilty of a misdemeanor.

Note: Supervisors MacPhee and Mead voted that the above ordinance be presented to the Board without recommendation; Supervisor Uhl voted for a "Do Pass" recommendation.

Discussion

Supervisor Roncovieri, in discussing the foregoing Resolution, addressed the Board as follows:

"I wish to remind the present members of this Board that at this moment there exists legislation in full force and effect fully covering the identical subject contained in this proposed ordinance.

The existing legislation, known as Resolution No. 1295, Code No. 3.96, was introduced by the President of this Board, Honorable Jesse C. Colman, and duly adopted by this Board on February 19, 1934.

Now, inasmuch as we have at the present time legislation on our statute books covering the identical subject, and to the effect that the Board of Supervisors is opposed to any misuse of City-owned automobiles, this proposed legislation would duplicate an existing law, therefore, is entirely irrelevant, superfluous and unnecessary.

I therefore move, Mr. President, that this proposed ordinance be tabled."

Motion seconded by Supervisor Mead, and carried by the following vote:

Ayes: Supervisors Green, MacPhee, Mead, Roncovieri, Shannon—5.

Noes: Supervisors Gallagher, O'Gara, Uhl—3.

Absent: Supervisors Brown, Colman, Meyer—3.

Adopted

The following recommendations of the Police Committee were taken up:

Present: Supervisors Gallagher, Green, Uhl.

**Designating Certain Intersections as "Stop Intersections" and
Authorizing Installation of Stop Signs at Said Intersections.**

(Series of 1939)

Resolution No. 2720, as follows:

Resolved, That, pursuant to the provisions of the Vehicle Code of the State of California, the intersections hereinafter named be and they are hereby designated "stop intersections":

Northeast corner of Army Street and San Bruno Avenue
Southwest corner of Army Street and San Bruno Avenue
Northwest corner of Fifth Avenue and Judah Street
Northwest corner of Sixth Avenue and Judah Street
Northwest corner of Twelfth Avenue and Judah Street
Northwest corner of Funston Boulevard and Judah Street
Northwest corner of Fourteenth Avenue and Judah Street
Northwest corner of Fifteenth Avenue and Judah Street
Northwest corner of Sixteenth Avenue and Judah Street
Northwest corner of Thirty-fifth Avenue and Judah Street
Northwest corner of Thirty-sixth Avenue and Judah Street
Northwest corner of Thirty-eighth Avenue and Judah Street
Southeast corner of Fifth Avenue and Judah Street
Southeast corner of Sixth Avenue and Judah Street
Southeast corner of Twelfth Avenue and Judah Street
Southeast corner of Funston Boulevard and Judah Street
Southeast corner of Fourteenth Avenue and Judah Street
Southeast corner of Fifteenth Avenue and Judah Street
Southeast corner of Sixteenth Avenue and Judah Street
Southeast corner of Thirty-fifth Avenue and Judah Street
Southeast corner of Thirty-sixth Avenue and Judah Street
Southeast corner of Thirty-eighth Avenue and Judah Street

Further Resolved, That the Police Department of the City and County of San Francisco be and it is hereby authorized and directed to cause stop signs to be installed at the locations designated hereinabove.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

**Designating Certain Intersections as "Stop Intersections" and
Authorizing Installation of Stop Signs at Said Intersections**

(Series of 1939)

Resolution No. 2721, as follows:

Resolved, That, pursuant to the provisions of the Vehicle Code of the State of California, the intersections hereinafter named be and they are hereby designated "stop intersections":

Intersection of 9th and Folsom Streets

West side of The Embarcadero, north of Market Street at steps leading to the overhead ramp to the Ferry Building

Further Resolved, That the Police Department of the City and County of San Francisco be and it is hereby authorized and directed to cause automatic traffic signals to be installed at the locations designated hereinabove.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

Passage for Second Reading**Prohibiting Intoxicated Persons from Being in or About Motor Vehicles**

(Series of 1939)

Bill No. 1758, Ordinance No., as follows:

An ordinance amending Chapter XI, of Part II, of Article III, of the San Francisco Municipal Code, "Traffic Code," by adding thereto a new section to be known as Section 67, making it unlawful for any person who is under the influence of intoxicating liquor or narcotic drugs to be in or about a motor vehicle in any public place unless the same is under the immediate control of a person not under the influence of intoxicating liquor or narcotic drugs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Chapter XI, Part II, of Article III, of the San Francisco Municipal Code, "Traffic Code," is hereby amended by adding thereto a new section to be known as Section 67, to read as follows:

SEC. 67. Intoxicated Persons in or About Motor Vehicles. It shall be unlawful for any person who is under the influence of intoxicating liquor or narcotic drugs to be in or about any automobile, motorcycle or other motor vehicle to which he has right of access or control while such automobile, motorcycle, or other motor vehicle is in or upon any street or any other public place in the City and County of San Francisco, unless the same is under the immediate control or operation of a person not under the influence of intoxicating liquor or narcotic drugs.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

Amending Section 2 of Ordinance No. 1461, "Air Raid Ordinance," by Adding Thereto Subdivision (i) Defining the Powers of Auxiliary Police Officer.

(Series of 1939)

Bill No. 1759, Ordinance No., as follows:

Amending Section 2 of Ordinance No. 1461, entitled "Providing for an 'Air Raid Ordinance': the construction thereof: defining terms used therein: providing for authorized warning signals: providing for rules and regulations for the conduct of persons during air raid periods and emergency: providing for the appointment of persons to enforce the provisions of this ordinance: prohibiting the display of lights during a 'blackout': prohibiting certain specified lighting during emergency: making unauthorized lights a nuisance and providing for their abatement: regulating vehicles during 'air raid periods': forbidding unauthorized interference with public during 'air raid periods': providing for publication: providing penalty for violation: declaring that an emergency exists which requires that this ordinance become effective at once: providing for severability of various parts of this ordinance," by adding thereto subdivision (i) defining the powers of auxiliary police officer.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 1461, the title of which is recited above, is hereby amended to read as follows:

SEC. 2. Definitions.

(a) The term "Air Raid Period," when used in this ordinance, shall mean that interval of time between the sounding of a public "Air Raid Warning" signal and the sounding of a public "All Clear" signal;

(b) The term "Blackout," when used in this ordinance, shall mean

that interval of night time occurring within an air raid period.

(c) The term "Air Raid Warning," when used in this ordinance, shall mean a public signal indicating the danger of immediate air attack, as described and proclaimed by the Chief of Police and approved by the Mayor;

(d) The term "All Clear," when used in this ordinance, shall mean the public signal indicating that immediate danger of an air attack has passed, as described and proclaimed by the Chief of Police and approved by the Mayor;

(e) The word "person," when used in this ordinance, shall include every individual, person, copartnership, corporation, company or association;

(f) Except as used in Section 12 hereof, the term "Emergency" when used in this ordinance, shall mean that period of time between any proclamations by the Mayor (a) that an emergency exists, and (b) that such emergency has ceased to exist;

(g) The terms "Chief of Police" and "Mayor," when used in this ordinance, shall mean the Chief of Police and the Mayor of the City and County of San Francisco;

(h) The term "Air Raid Warden," when used in this ordinance, shall mean any person officially appointed and designated as such by the Chief of Police, subject to the approval of the Mayor, and while wearing the official Air Raid Warden insignia or uniform designated by the Chief of Police.

(i) For the purpose of enforcing the provisions of this ordinance and performing such other duties as the Chief of Police may designate, every duly authorized auxiliary police officer shall be deemed to be a peace officer.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

Amending Ordinance No. 1461 "Air Raid Ordinance," by Adding Thereto Section 7.5 Providing for Issuance of Citations by Peace Officer, Fireman or Air Raid Warden for Violations of Said Ordinance.

(Series of 1939)

Bill No. 1760, Ordinance No., as follows:

Amending Ordinance No. 1461, entitled "Providing for an 'air raid ordinance';" the construction thereof: defining terms used therein: providing for authorized warning signals: providing for rules and regulations for the conduct of persons during air raid periods and emergency: providing for the appointment of persons to enforce the provisions of this ordinance: prohibiting the display of lights during a 'blackout': prohibiting certain specified lighting during emergency: making unauthorized lights a nuisance and providing for their abatement: regulating vehicles during 'air raid periods': forbidding unauthorized interference with public during 'air raid periods': providing for publication: providing penalty for violation: declaring that an emergency exists which requires that this ordinance become effective at once: providing for severability of various parts of this ordinance," by adding thereto Section 7.5 providing for the issuance of citations by peace officer, fireman or air raid warden for violations of said ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1461, the title of which is recited above, is hereby amended by adding thereto Section 7.5 to read as follows:

SEC. 7.5. Issuance of Citations—Presumption of Violation.

(a) In any case in which it is lawful for a peace officer, fireman or

air raid warden to arrest without a warrant a person for a violation of this ordinance, he may, but need not, prepare in duplicate upon such form as the Chief of Police shall prescribe a written citation directing said person to appear in court and containing the name and address of such person, the offense charged, and the time and place of court appearance. The time specified in said citation to appear shall be within five (5) days after the date of issuance and the place shall be before a Municipal Court Judge of the City and County of San Francisco.

(b) Said peace officer, fireman, or air raid warden shall deliver one (1) copy of said citation to the accused and said person, in order to secure his release, must give his written promise to appear in court at the stipulated time and place by signing the duplicate citation which shall be retained by the peace officer, fireman, or air raid warden. Thereupon, the accused person shall forthwith be released.

(c) A complaint charging violation of this ordinance shall be filed as soon as practicable before the magistrate.

(d) No warrant shall issue on said charge for the arrest of a person who has given such written promise to appear unless and until he has violated such promise to appear at the time and place specified in said citation, or if there is reasonable cause to believe that he will not so appear.

(e) Any person willfully violating his written promise to appear in court is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally cited.

(f) Whenever any light is displayed contrary to the provisions of this ordinance, a disputable presumption shall arise that the said light is so displayed by the lessee, agent, manager, superintendent, proprietor or other person in charge of or exercising control over the premises, place or instrumentality wherein or whereon the light is so displayed.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Urging San Franciscans to Sign up for Farm and Orchard Work in Their Vacation or Leisure Time This Summer

(Series of 1939)

Supervisor Green presented Resolution No. 2722, as follows:

Whereas our farmer neighbors of Northern and Central California, upon request of the United States government, have planted unusually large acreages in food crops this year, and

Whereas harvesting of these crops, essential to this nation's war effort, is threatened by shortage of labor due to inductions into the nation's armed forces, absorption of workers by war industries and evacuation of Japanese, and

Whereas unless these crops are fully harvested a shocking loss of food, inimical to the nation's war effort and to the well-being of the civilian population, will occur, and

Whereas by the coordinated effort of civic agencies, comprising the San Francisco Wartime Harvest Council, city youths and adults are being urged to register for summer harvest work at prevailing wage scales.

Now, Therefore, be it Resolved that the Board of Supervisors of the City and County of San Francisco heartily endorses this city-wide appeal and urges all able San Francisco citizens to sign up for farm and orchard

work in their vacation or leisure time this summer as a patriotic move to harvest this vital food supply necessary to victory by the United Nations, and

Be it Further Resolved that this Board earnestly urges municipal employees, wherever possible, to spend their annual vacation this summer in this most needed, gainful and healthful work.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

Parking Facilities in Triangle District—Survey re
(Series of 1939)

Supervisor Green presented Resolution No. as follows:

Whereas, The parking facilities in the Triangle shopping district are inadequate and will be even more so when the War is over and automobile traffic is restored to normalcy; and

Whereas, It would be prudent at this time to provide increased parking facilities for automobiles in this area for the convenience of the motoring and shopping public in postwar days; and

Whereas, There are many old buildings in this area that could be demolished and the land upon which they are located would serve a better and more profitable purpose were it made available for parking purposes; now, therefore, be it

Resolved, That the Chief Administrative Officer be and is hereby requested to authorize the Director of Real Estate to make a survey of the Triangle District for the purpose of determining what properties including municipally-owned property, if any, are available and would be useful for the foregoing purpose and to determine the costs necessary to make such properties available for that purpose; and be it

Further Resolved, That the City Attorney be and is hereby requested to furnish this Board with information as to legal and financial aspects of such a proposal, i. e.,

1. Whether the municipality may acquire and hold land for such a purpose;
2. If the answer to the forgoing be in the affirmative, whether the properties could be obtained by bond issue or otherwise, including a leasing arrangement;
3. Whether such properties could be municipally operated, and whether they could be leased or sub-leased to private operators;
4. Whether if the city engaged in such business either directly or by leasing or sub-leasing to private operators, or whether in any event, the business of parking automobiles is so affected with a public interest as to warrant the Board of Supervisors in fixing rates therefor.

Referred to Police Committee.

Requesting Mayor to Declare July 27—August 1, 1942, "Blood Bank" Week and Repealing Resolution No. 2673 (Series of 1939)
(Series of 1939)

Supervisor MacPhee presented Resolution No. 2723, as follows:

Resolved, That his Honor the Mayor be and he is hereby requested to declare the week of July 27—August 1, 1942, inclusive, as "Blood Bank" Week and to urge all citizens to participate in the celebration of said week and join in the spirit thereof; and be it further

Resolved, That his Honor the Mayor be and he is hereby requested to appoint a Citizens' Committee for the proper observance of "Blood Bank" Week, and be it further

Resolved, That Resolution No. 2673 (Series of 1939) be and the same is hereby repealed.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

Requesting Establishment of Branch Registration Office

(Series of 1939)

Supervisor Mead presented Resolution No. 2724, as follows:

Whereas, It is the American way and of vital importance in a democracy that the people exercise their franchise at the polls and

Whereas, In addition to the many persons of long residence who for various reasons have failed to register, there has recently been an influx of people now engaged in defense or war work who have acquired residence and are eligible to and would vote if the process of registration were made convenient; now, therefore, be it

Resolved, That this Board of Supervisors does hereby request the Chief Administrative Officer to direct the Registrar of Voters when establishing branch registration offices to endeavor to provide such a branch office in each of the plants, places and industries where considerable numbers of persons are employed or congregate.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

Requesting Report of Cost of War Damage Coverage Insurance on Public Buildings

(Series of 1939)

Supervisor Roncovieri presented Resolution No. 2725, as follows:

Whereas, Under date of June 2, 1942, the following statement relative to War Damage coverage insurance was issued by Honorable Jesse Jones, Secretary of Commerce of the United States of America, to-wit:

"Jesse Jones, Secretary of Commerce, today announced that arrangements had been worked out with the fire insurance industry to act as iduciary Agents for the War Damage Corporation in writing policies of protection against enemy attack.

It will be necessary for everyone who wants protection against enemy attacks to make his application as soon as the necessary blanks are available; because the blanket protection now in force will expire, by law, June 30th.

The program has been worked out in cooperation with representatives of the insurance industry, and a great majority of those writing fire insurance will participate.

Anyone wanting the protection should contact his local fire insurance agent or broker.

The necessary manual of rates, rules and regulations, and application blanks are being printed and will be distributed throughout the United States on or about June 20th.

The policies will be issued for a 12 month period to cover physical loss of real and personal property which may result from enemy attack or action of our own forces in resisting enemy attack.

Blackout, sabotage, capture, seizure, pillage, looting, use and occupancy, rent, rental value, or other indirect loss or consequential damage will not be covered.

Effort has been made to provide reasonable protection at as low a cost to the insured as possible. Recognizing that losses occasioned by war are a national problem, Congress specified in its legislation that rates for this protection should be geographically uniform, that is, the rates to be charged will be

the same in the middle of the United States as they are on or near the Coast.

The following rates have been established:

(First column for fire resistive construction; second for ordinary construction; third for non-classified construction.)

Growing crops	5c	on \$100
Farm buildings, dwellings, rural and urban, including contents	10c	on \$100
No co-insurance will be required on farm buildings, and dwellings, but on all other property, a 50% co-insurance clause will be required, with fixed credits from the established rates for co-insurance above 50%.		
Churches, hospitals, public buildings....	10c	15c
Apartments, office bldgs., warehouses....	15c	20c
Manufacturing plants, wharves, bridges	20c	30c
Railroads and public utilities.....		30c
Rolling stock		25c
Roadbeds and trackage		10c
Floaters for movable property (with 100% co-insurance mandatory).....		25c
Property in transit		3c
Vessels under construction.....	25c	37½c
Vessels devoted to storage or industrial use	50c	75c
Ferries, commercial hulls, storage cargo, pleasure craft	50c	75c
Pleasure watercraft and pleasure air- craft (when not in use)		25c

No protection will be given for accounts, bills, currency, deeds, evidences of debt, securities, money and bullion. Jewelry, furs, precious and semi-precious stones, statuary, paintings, pictures, etchings, antiques, stamp and coin collections, and manuscripts will be protected for individual owners up to \$10,000 with a \$5,000 limit for any one article, and for museums and dealers up to \$100,000, with a \$5,000 limit for any one article. Jewelry and furs up to \$1,000 may be included as residential contents under the 10c rate. Growing crops will be protected up to \$100,000 per single owner; pleasure watercraft and aircraft up to \$10,000 while not in use.

The insurance companies cooperating in the program will assume 10% of all losses in excess of net premiums collected after expense, with a maximum aggregate loss to them of \$20,000,000, with corresponding percentage and amount of the net profits, if any.

The Fiduciary Agents will be paid 3½% of premiums collected to cover their costs and overhead, with a minimum of 50c per policy, and a maximum of \$700. The producers—insurance agents and brokers—will be paid commission of 5% of premiums collected with a minimum of \$1 per policy, and a maximum of \$1000 per policy.

Inquiries should be addressed to War Damage Corporation, Washington, D. C.

For the present insurance will be written in the continental United States, Alaska, Hawaii, Virgin Islands, Puerto Rico, and the Canal Zone." and

Whereas, The City and County of San Francisco has an investment of approximately Fifty Million (\$50,000,000) Dollars in public buildings, subject to physical loss resulting from enemy attack or action of our own forces in resisting enemy attack; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County

of San Francisco hereby requests Honorable Thomas A. Brooks, Chief Administrative Officer, to direct the Purchaser of Supplies and the Director of Property to ascertain the annual cost to the City and County of obtaining adequate War Damage coverage insurance on all of its public buildings and make a detailed report of such cost to the Board of Supervisors without delay.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

**Requesting Local Publicity Agencies to Consider Including with
Outgoing Literature Copies of Herb Caen's Column Entitled,
"Big City Lights."**

(Series of 1939)

Supervisor Shannon presented Resolution No. 2726, as follows:

Whereas, Under date of June 19, 1942, the San Francisco Chronicle published an article entitled, "Big City Lights," which was written by Herb Caen, noted San Francisco columnist, and which presented a vivid portrayal of our metropolis, the lights of which are still up; and

Whereas, Mr. Caen's superb delineation of San Francisco's vitality and irrepressible spirit as evidenced by its brilliant and multi-colored display of illumination, is memorable in that it symbolizes the burning light of victory that cannot and will not be extinguished; and

Whereas, The various local agencies which disseminate information pertaining to San Francisco and which publicize the many virtues and attractions of our great metropolitan center would do well to include with their outgoing correspondence and literature a reprint of Mr. Caen's "Big City Lights," to the end that the Nation may be fully cognizant of the splendid attitude being maintained by the people of San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors does hereby respectfully request the Chief Administrative Officer of the City and County of San Francisco, the San Francisco Chamber of Commerce, Californians, Inc., the San Francisco Convention and Tourist League, the Redwood Empire Association, and all other local agencies concerned with boosting our City, to earnestly consider the suggestion outlined hereinabove; and the Clerk is hereby directed to forward copies of this Resolution to said agencies.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer—3.

**Granting Permission to the War Department for Duration of Emer-
gency to Construct and Maintain Four Loading Platforms on
Lombard, Sansome, Battery and Greenwich Streets.**

(Series of 1939)

Supervisor Mead presented the following Streets Committee recommendation: Resolution No. 2727, as follows:

Resolved, That upon recommendation of the Director of Public Works, permission be and it is hereby granted to the War Department, Quartermaster Market Center Perishable Subsistence, for the duration of the existing war emergency, to construct and maintain four loading platforms with canopies, for the handling of perishable merchandise, at the following locations:

Lombard Street, south side, from Sansome Street approximately 119 feet westerly, extending from the property line to a line parallel with and 8 feet 6 inches southerly from the center line of the existing spur track;

Sansome Street, westerly side, from Lombard Street approximately 168 feet southerly and 10 feet wide;

Battery Street, westerly side, from Greenwich Street approximately 140 feet northerly extending from the property line to a line parallel with and 8 feet 6 inches westerly from the center line of the existing spur track;

Greenwich Street, northerly side, from Battery Street approximately 140 feet westerly and 20 feet wide;
and, be it

Further Resolved, That the permit given herein be and it is hereby granted subject to the following express conditions:

Said platforms shall be constructed in accordance with the building laws of the City and County of San Francisco and in accordance with the clearance regulations of the California State Railroad Commission; plans and specifications shall be submitted to and approved by the Department of Public Works of the City and County of San Francisco before construction is started; said platforms shall be constructed so as not to interfere with street drainage or hydrants; red reflectors shall be installed in said platforms so as to warn approaching vehicles and pedestrians of the encroachment upon sidewalk and street areas; the Merchants Ice and Cold Storage Company shall save the City and County of San Francisco from all liability and damage that may arise from the construction and maintenance of said platforms, and upon the termination of the permit granted herein, shall remove said platforms at its own expense, and, if deemed necessary by the Department of Public Works, restore sidewalks and street pavements.

Adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Meyer.

Finance Committee Report in Re Log Cabin Ranch

Supervisor MacPhee presented:

On June 11, the Finance Committee of the Board of Supervisors approved the expenditure of the sum of \$21,000 for the purchase of the Log Cabin Ranch in San Mateo County for delinquent boys. This approval was subject to an inspection of the property by the Finance Committee. On the following Tuesday morning the property was inspected and the report follows:

The location of the Log Cabin Ranch for delinquent boys is ideally situated approximately 5 miles from La Honda in San Mateo County. Although the buildings and improvements are far from completion, the opportunities of doing a real job for the juvenile delinquent cannot be overemphasized. Every opportunity to improve the young man is available here of clean, country life.

Regular hours of schooling are maintained, cows are milked, chickens, pigs, etc., are cared for by the boys. Profits from the sale of calves, pigs, etc., are turned in to the credit of the Probation Department. Crews of boys are assigned to building and road maintenance, kitchen duty, care of livestock, etc. The morale of the boys is high and the impression gained is that these boys will be better Americans because of their association with the Log Cabin Ranch.

Priorities and the extreme requirements of the San Mateo County building restrictions have hampered the progress of the proposed buildings to house the boys.

Rebuilding the character of our youth is always important and it may be suggested here that more attention should be exercised by those in charge to the end that the buildings be completed and the boys moved into their new quarters. At present they must travel 8 miles in each

direction to get to the ranch from their present sleeping quarters.

The City and County of San Francisco pays \$150.00 per month rental for the property on a yearly basis. It may be emphasized here that although we only rent the land, many structures have already been erected and more buildings and improvements involving many thousands of dollars are contemplated. Without ownership of the land, such a program does not appear business-like.

An intelligent approach to the problem is to acquire the property outright and develop it as soon as possible.

Based upon the price it is good procedure to buy the property rather than have the City and County of San Francisco pay a rental of \$150.00 monthly.

The Log Cabin Ranch for boys is no longer a trial proposition. The need, and the good work being done is established. Let's complete the job.

The Finance Committee is pleased to recommend the appropriation.

CHESTER R. MacPHEE.

Chairman.

DEWEY MEAD

ADOLPH UHL

Installation of Public Address System in Chambers of the Board

Supervisor MacPhee informed the Board that he was preparing, and that he desired to have it considered as presented and referred to Finance Committee, a resolution to provide for the installation of a public address system in the Chambers of the Board.

No objection, and so ordered.

Supervisor MacPhee announced, also, that he was having prepared, and desired to have it considered as presented and referred to Education Parks and Recreation Committee, legislation proposing the construction of automobile storage facilities in the Civic Center sub-surface area.

No objection, and so ordered.

Fixing Time for Hearing re Strategic Mineral Resources of California

Supervisor Shannon moved that the Board set the hour of 2:30 P. M., July 6th, 1942, as a Special Order of business to hear from Mr. J. T. Hall, Editor of California Mining Journal, and Supervisor M. C. Merrell, of Tuolumne County, regarding the strategic mineral resources of California.

No objection, and so ordered.

Communications

Communications were received relating to the proposed lease-purchase plan for the acquisition of the Market Street Railway Company operative properties, and considered during the consideration of that subject. Copies of said communications are printed elsewhere in the Journal of Proceedings.

ADJOURNMENT

There being no further business, the Board, at the hour of 7:25 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved, Board of Supervisors, June 29, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco

Vol. 37

No. 27

Monday, June 29, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

MONDAY, JUNE 29, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, June 29, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Colman, Shannon—3.

Quorum present:

Supervisor Gallagher presiding.

Supervisor Brown was noted present at 2:25 P. M.

Supervisor Colman was excused from attendance, pursuant to telegraphic request.

APPROVAL OF JOURNALS

The Journals of Proceedings of the meetings of June 1, 8, 15 and 22, 1942, were considered read and approved.

Celebration of 166th Anniversary of Founding of San Francisco

Supervisor Roncovieri moved, pursuant to invitation by Junior Chamber of Commerce, that the Board recess at 3:30 P. M., for the purpose of attending the celebration of the 166th Anniversary of the Founding of San Francisco. Ceremonies to be held in the rotunda of the City Hall.

No objection, and so ordered.

SPECIAL ORDER—3:00 P. M.

Sale of \$500,000 Fire Protection Bonds 1942

Sealed bids for the purchase of certain bonds of the City and County of San Francisco, State of California, were received by the Board of Supervisors up to the hour of three o'clock P. M. (P.W.T) on the 29th day of June, 1942, and opened by said Board at said time.

The Bonds offered are described as follows:

\$500,000 Fire Protection Bonds 1942, dated June 10, 1942, consisting of 500 bonds, numbered 1 to 500, both inclusive, of the denomination of \$1,000 each, maturing \$300,000 principal amount on June 10, 1943 and \$200,000 principal amount on June 10, 1944.

Said bonds will bear interest at a rate or rates not exceeding six per centum per annum, as shall be named by the bidder, and bidders for said bonds shall specify in their bids the interest rate or rates desired, not exceeding six (6) per centum per annum. Interest on said bonds will be payable semi-annually on June 10th and December 10th. Said bonds will not be sold at a price less than par value thereof, together with accrued interest at the rate or rates named on said bonds to date of delivery.

The right is reserved by the Board of Supervisors to reject any and all bids.

No alternative bids will be considered by the Board of Supervisors.

All proposals for the purchase of said bonds shall be accompanied by a deposit of five per cent of the amount bid, in lawful money of the United States, or by a deposit of a certified check payable to David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, for a like amount, provided that no deposit need exceed the sum of \$10,000.00, and that no deposit need be given by the State of California, which money or check shall be forfeited by the bidder in case he fails to accept and pay for the bonds bid for by him, if his bid is accepted.

The bonds will be awarded to the bidder or bidders offering to purchase the same, bearing the lowest rate or rates of interest, and if two or more bidders offer to purchase the bonds bearing the same lowest rate or rates of interest, the bonds will be awarded to the bidder offering to purchase the same at such rates of interest and in such amounts that the net interest cost to the City and County of San Francisco of the accepted bid will be the lowest net interest cost, considering the amount of interest to be paid on said bonds during the life thereof at the rates specified, and deducting any premium or premiums bid in addition.

The approval of Messrs. Orrick, Dahlquist, Neff & Herrington, attorneys, of San Francisco, as to the legality of said bonds will be furnished to the successful bidder without cost.

The following Proposals for the Purchase of \$500,000 Fire Protection Bonds, 1942, consisting of 500 bonds, numbered 1 to 500, both inclusive, of the denomination of \$1,000 each, maturing \$300,000 principal amount on June 10, 1943 and \$200,000, principal amount on June 10, 1944, were presented, opened, read by the Clerk, and referred to the Finance Committee:

1. Bank of America, N. T. & S. A., By M. Prosser, Assistant Vice-President. For all of the Bonds offered for sale the sum of \$500,039.00 and accrued interest thereon at date of delivery, said bonds to bear interest at the rate of one-half of one percent (0.50%) per annum.
2. Harris Trust & Savings Bank, The Northern Trust Company, Chicago, Illinois, by Wells Fargo Bank & Union Trust Co., as representative, G. W. Colby, Assistant Cashier. For all of the bonds offered for sale the sum of \$500,097.00 and accrued interest thereon at date of delivery as follows: \$300,000 p. v. maturing June 10, 1943 and \$200,000 p. v. maturing June 10, 1944 all to bear interest at the rate of eighty hundredths of one per cent (.80%) per annum.
3. Halsey, Stuart and Co., Inc., Blair and Co., By Halsey, Stuart and Co., Inc. For all of the bonds offered for sale the sum of \$500,005.00 (Five Hundred Thousand Five and No/100 Dollars and accrued interest thereon at date of delivery. All bonds to bear interest at the rate of Eighty Hundredths per cent. (0.80%) payable semi-annually.
4. Blyth & Co., Inc. (Managers), American Trust Company, R. W. Pressprich and Co., Heller Bruce and Co., Bankamerica Company, By Blyth and Co., Inc. (Managers), Per A. B. Maas. For all of the bonds offered for sale the sum of \$500,078.00 and accrued interest thereon at date of delivery, said bonds to bear interest at the rate of ($\frac{1}{2}$ of 1%) one-half of one per cent per annum.
5. R. H. Moulton & Company, Dean Witter & Co., By R. H. Moulton & Company, Syndicate Manager, By B. G. Lyon. For all of the bonds offered for sale the sum of \$500,101.00 and accrued interest thereon at date of delivery. All of said bonds to bear interest at the rate of $\frac{3}{4}$ of 1%.
6. Weeden and Company and Harriman Ripley & Co., Inc. By Earl H. Knoob. For all of the bonds offered for sale the sum of \$500,267.00

and accrued interest thereon at date of delivery all to bear interest at the rate of seven-eighths per cent ($7/8\%$) per annum.

7. The Chase National Bank of the City of New York. By A. D. Lane, Second Vice-President. For all of the bonds offered for sale the sum of \$500,050.00 and accrued interest thereon at date of delivery; for \$300,000 due June 10, 1943 bearing interest at $1/2$ of 1%. For \$200,000 due June 10, 1944 bearing interest at $3/4$ of 1%.

8. Kaiser & Co. By E. R. Foley. For all of the bonds offered for sale the sum of \$500,150.00 and accrued interest thereon at date of delivery on the bonds described as follows: \$300,000 due June 10, 1943 to bear interest at the rate of $1/2\%$. \$200,000 due June 10, 1944, to bear interest at the rate of $3/4\%$. The foregoing bid is for all or none.

Adopted

Subsequently during the proceedings, the Finance Committee reported and recommended the following resolution:

Sale of \$500,000.00 Fire Protection Bonds, 1942

(Series of 1939)

Resolution No. 2740, as follows:

Whereas, Due notice was given as provided by the Charter of the City and County of San Francisco that sealed proposals for the purchase of certain bonds of said City and County would be received by the Board of Supervisors up to the hour of 3 o'clock, P. M. (P.W.T.), on Monday, June 29, 1942, and opened and considered by said Board at said time.

The bonds offered are described as follows:

\$500,000 Fire Protection Bonds, 1942, dated June 10, 1942, consisting of 500 bonds numbered 1 to 500, both inclusive, of the denomination of \$1,000 each, maturing \$300,000 principal amount on June 10, 1943, and \$200,000 principal amount on June 10, 1944.

Whereas, Sundry bids were received and opened in accordance with the aforesaid notice of sale, and the same having been duly considered; therefore

Resolved, That the following bid of Blyth and Co., American Trust Company, R. W. Pressprich and Co., Heller Bruce and Co., Bankamerica Company, By Blyth and Co., Inc., Per A. B. Maas;

"For all of the Bonds offered for sale the sum of \$500,078.00 and accrued interest thereon at date of delivery. Said bonds to bear interest at the rate of ($1/2$ of 1%) one-half of one per cent per annum."

be and the same is hereby accepted and said bonds are hereby struck off and sold to Blyth and Co., American Trust Company, R. W. Pressprich and Co., Heller, Bruce and Co., Bankamerica Company, By Blyth and Co., Inc., Per A. B. Maas, in accordance with the foregoing bid.

That all other bids for said bonds be rejected and the Clerk is hereby directed to return certified checks accompanying same.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

UNFINISHED BUSINESS

Final Passage

The following recommendations of the Finance Committee, heretofore Passed for Second Reading, were taken up:

Sale of Land—Bosworth Street

(Series of 1939)

Bill No. 1744, Ordinance No. 1668, as follows:

Authorizing sale of portion of Lot 21, Assessor's Block 6706.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Department of Public Works, the Board of Supervisors hereby declares that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

Beginning at a point on the southwesterly line of Bosworth Street, distant thereon 20.183 feet southeasterly from the southeast corner of Lot 33, Block "O" of the "Map of Second Addition to Glen Park Terrace," filed September 28, 1912, in Map Book "G." at pages 80 and 81, Official Records of the City and County of San Francisco, said point of beginning being also the southeasterly corner of that certain tract of land conveyed to William G. Harley, et al., by deed recorded July 14, 1941, in Volume 3757, Official Records at page 484; thence running southeasterly along said line of Bosworth Street, 28.256 feet to a line parallel with and distant 28 feet at right angles southerly from the southerly line of aforesaid tract of land conveyed to William G. Harley, et al.; thence deflecting 97° 43' to the right and running westerly along said parallel line 125.964 feet to the westerly line of said Block "O"; thence at right angles northerly along last named line 28 feet to aforesaid southerly Harley Property line; thence at right angles easterly along last named line 122.170 feet to the point of beginning.

Being a portion of Lot 32 of above mentioned Block "O."

Section 2. Said land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

**Appropriating \$21,000, Juvenile Court, for Land Purchase,
Log Cabin Ranch School
(Series of 1939)**

Bill No. 1745, Ordinance No. 1669, as follows:

Authorizing a supplemental appropriation of \$21,000.00 out of the surplus existing in the "Maintenance of Minors" Appropriation No. 123.251.00 to the credit of Appropriation No. 124.600.01 toward the cost of purchasing certain land in San Mateo County for the Log Cabin Ranch School and for payment of incidental expenses.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$21,000.00 out of the "Maintenance of Minors" Appropriation No. 123.251.00 to the credit of Appropriation No. 124.600.01 toward the cost of purchasing certain land in San Mateo County for the Log Cabin Ranch School and for payment of incidental expenses.

Recommended by the Chief Probation Officer.

Approved by the Director of Property.

Approved by the Mayor.

Approved by the chairman, Probation Committee.

Approved by the Judge of the Juvenile Court.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

June 11, 1942—Approved by Finance Committee contingent on favorable result of investigation to be made by Finance Committee.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Appropriating \$3,000, Park Commission, for Periodical Changes in Floral and Shrub Display at Union Square.

(Series of 1939)

Bill No. 1746, Ordinance No. 1670, as follows:

Appropriating the sum of Three thousand and 00/100 Dollars (\$3000) out of the Millen-Griffith Settlement Fund, Appropriation No. 112,500.99 to the credit of Floral Display Changes—Union Square, Appropriation No. 112,999.01, to provide funds for the purpose of periodically changing the floral and shrub display at Union Square.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of Three thousand and 00/100 Dollars (\$3000) is hereby appropriated out of the Millen-Griffith Settlement Fund, Appropriation No. 112,500.99 to the credit of Appropriation No. 112,999.01, to provide funds for the periodical changes to the floral and shrub display at Union Square.

Recommended and approved by the Board of Park Commissioners.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Establishing Post Office Station at Hassler Health Home

(Series of 1939)

Bill No. 1747, Ordinance No. 1671, as follows:

Permitting the establishment of a rural post office station at the Hassler Health Home in San Mateo County and providing for the assignment of an employee of said Hassler Health Home to take charge of said post office and for the disposition of any compensation paid to said employee by the Post Office Department of the United States in payment for his services as clerk in charge of said station.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Permission is hereby granted to the Post Office Department of the United States to establish a rural post office station at the Hassler Health Home, said station to be a part of the post office at Redwood City, San Mateo County, State of California.

Section 2. The Director of Public Health is hereby authorized and directed to assign an employee of said Hassler Health Home as clerk in charge of said rural post office station.

Section 3. It is understood that said clerk in charge shall receive as compensation for his services, from the Post Office Department of the United States, the sum of One Hundred (\$100.00) Dollars per year.

Section 4. All sums of money received by the clerk in charge of said rural post office station as compensation for his services shall be deposited immediately upon receipt thereof in the Treasury of the City and County of San Francisco in a fund to be known as the Hassler Health Home Post Office Fund, which said fund is hereby created. The moneys in said fund shall be used for the purpose of paying the premium on any official bond given by said clerk in charge of said post office for the faithful performance of his duties, and for any other

expenses incident to the maintenance and operation of said post office which may not be paid by the United States Post Office Department. There shall be maintained in said fund, from the amounts paid thereto by the Clerk of said post office, a minimum amount of Fifty (\$50.00) Dollars, and whenever the amount in said fund shall exceed the sum of Fifty (\$50.00) Dollars, the overplus shall be, by the Controller, transferred to the general fund of the city. Any amounts drawn from said fund for the purpose of carrying out the provisions of this ordinance shall be made on demand signed by the Superintendent of the Hassler Health Home and the Director of Public Health, and all said demands shall be drawn, and payments made, in accordance with the budgetary procedure provided for in the Charter.

Section 5. Whenever a vacancy shall occur in said position of clerk in charge of said post office station, the Director of Public Health shall suggest to the Post Office Department of the United States a suitable person for the position.

Approved as to form by the City Attorney.

Recommended by the Chief Administrative Officer.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

**Amending Section 2 of Ordinance No. 1337, (Series of 1939) Entitled
"Establishing Revolving Fund for the Office of the Registrar of
Voters and Providing for the Administration Thereof."**

(Series of 1939)

Bill No. 1748, Ordinance No. 1672, as follows:

Amending Section 2 of Ordinance No. 1337, (Series of 1939) entitled "Establishing Revolving Fund for the Office of the Registrar of Voters and Providing for the Administration Thereof."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 1337 (Series of 1939) is hereby amended to read as follows:

Section 2. The Registrar of Voters' revolving fund shall be used only for the payment of expenditures for "Contractual Services" and for "Material and Supplies" incident to the conduct of the office of the Registrar of Voters, which expenditures cannot be conveniently paid by warrants drawn upon the Treasury of the City and County of San Francisco. No purchase of material and supplies from the revolving fund shall be in excess of \$5.00 except with the prior approval of the Purchaser of Supplies. Expenditures from said fund shall be made only for such items as there are funds available for reimbursement to said fund.

Approved by the Registrar of Voters.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Final Passage

The following recommendation of the Streets Committee, heretofore Passed for Second Reading was taken up:

**Accepting Roadway of Sunnydale Avenue Between Hahn
and Schwerin Streets**

(Series of 1939)

Bill No. 1749, Ordinance No. 1673, as follows:

Providing for acceptance of the roadway of Sunnydale Avenue between Hahn and Schwerin Streets, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Sunnydale Avenue between Hahn and Schwerin Streets, including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

NEW BUSINESS

Adopted

The following recommendations of the Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Exempting from Residential Requirements of the Charter. Governorman of the Hetch Hetchy Power Division.

(Series of 1939)

Resolution No. 2729, as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter and on the recommendation of the Manager of Utilities and the Mayor, and with the approval of the Civil Service Commission, the position of Governorman of the Hetch Hetchy Power Division and other duties is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

Recommended by the Manager of Utilities.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved by the Mayor.

NOTE: *The above resolution was recommended by Supervisors MacPhee and Uhl, with Supervisor Mead dissenting.*

June 22, 1942—Consideration continued until June 29, 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Roncovieri, Uhl—7.

Noes: Supervisors Green, Mead—2.

Absent: Supervisors Colman, Shannon—2.

Approval of Supplemental Recommendations, Public Welfare Department, for June, 1942

(Series of 1939)

Resolution No. 2730, as follows:

Resolved, That the recommendations of the Public Welfare Department containing additional names and amounts to be paid as Old Age Security Aid, and Aid to Needy Children, for the month of June, 1942, including amounts and discontinuances and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Approval of Recommendations, Public Welfare Department, July, 1942

(Series of 1939)

Resolution No. 2731, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Aid and Aid to Needy Children for the month of July, 1942, including increases, decreases, discontinuances and other transactions, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Refunds of Erroneous Payments of Taxes

(Series of 1939)

Resolution No. 2732, as follows:

Resolved that the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

FROM APPROPRIATION No. 905—DUPLICATE TAX FUND

1—Ray T. Burke, Lot 15, Block 4727, second installment fiscal year 1941-42.....	\$ 3.30
2—Ray T. Burke, Lot 9, Block 4672, first and second installments fiscal year 1941-42.....	5.28
3—James M. Fanning, Lot 4, Block 1169, second installment fiscal year 1941-42.....	166.17
4—Al Merrill, Lot 9, Block 85, first installment fiscal year 1941-1942	6.40

FROM 60.969.00—TAXES REFUND FUND

1—Alma Walsh, duplicate payment of 1942 personal property taxes	4.40
2—Jerry Califano, duplicate payment of 1942 personal property taxes	28.13
3—Mrs. Patricia Lyons Swieg, duplicate payment of 1942 personal property taxes.....	2.20

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Cancellation of Taxes—City Property

(Series of 1939)

Resolution No. 2733, as follows:

Resolved, in accordance with the consent of the City Attorney and pursuant to Section 4986 of the Revenue and Taxation Code of the State of California, that the Controller in his capacity as County Auditor, be and is hereby authorized and directed to cancel all assessments, taxes, penalties, costs and sales which may be a lien on the following described real property owned by the City and County of San Francisco, a municipal corporation, as per the Assessor's Block Books:

Lot 2 to 11 inc.	Block 2961-A
Lot 1	Block 3008-A
Lot 1	Block 3009
Lot 1	Block 3015
Lot 1	Block 3016
Lot 13 to 15 inc.	Block 3069
Lot 3	Block 5623

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Land Purchase—San Francisco Water Department (Series of 1939)

Resolution No. 2734, as follows:

Resolved, in accordance with the recommendation of the Public Utilities Commission that the City and County of San Francisco accept a deed from The Roman Catholic Archbishop of San Francisco, a corporation sole, or the legal owner, to Lot 13-C, Assessor's Block 5308, San Francisco, required for San Francisco Water Department purposes, and that the sum of \$750.00 be paid for said land from Appropriation No. 90-600-66.

It is understood and agreed that the City and County of San Francisco may take immediate possession of the above described property.

The City Attorney shall examine and approve the title to said property.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Renewal of Lease—Crystal Palace Baths (Series of 1939)

Resolution No. 2735, as follows:

Whereas, on June 23, 1941, this Board adopted Resolution No. 1892, Series of 1939, authorizing execution of a lease between Edward Ceruti, as Lessor, and the City and County of San Francisco, a municipal corporation, as Lessee, covering the Crystal Palace Baths, located at 775 Lombard Street, San Francisco, California, for a period of one year, at an annual rental of \$10,000.00 payable in monthly installments; and

Whereas, said lease provides that the Lessee shall have the right of renewal for an additional period of one year at the same rental and otherwise upon the same terms and conditions as specified in said lease; and

Whereas, the Recreation Commission desires to renew said lease for an additional period of one year, beginning July 16, 1942.

Now, Therefore, be it Resolved, that said lease be and is hereby renewed for an additional period of one year, beginning July 16, 1942, at an annual rental of \$10,000.00, payable in monthly installments, and otherwise upon the same terms and conditions as specified in said lease dated July 16, 1941. The rental shall be payable from such funds as may be appropriated by this Board for said purpose.

Be it Further Resolved, that the Director of Property be and is hereby authorized and directed to notify the Lessor of said renewal of the above mentioned lease.

Recommended by the Director of Property.

Recommended by the Recreation Department.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Requesting Controller to Make Complete Investigation and Report of Financial Facts in Connection with Proposed Acquisition of Market St. Ry. Co. Operating Properties.

(Series of 1939)

Resolution No. 2728, as follows:

Whereas, there has been submitted to this Board for enactment an ordinance authorizing and directing the Public Utilities Commission to enter into a lease with the Market Street Railway Company for acquisition of its transportation facilities with option to purchase in accordance with a lease-purchase plan recommended by the Public Utilities Commission; and,

Whereas, discussion of the plan aforesaid has developed differences of opinion as to its merits and as to the probabilities for an alternate plan or plans among the members of the Board of Supervisors and among civic organizations of the City and County of San Francisco; and,

Whereas, it is necessary for this Board to be fully advised as to the financial considerations relative to any plan for proposed acquisition of the Market Street Railway Company properties; therefore,

Be it Resolved, that the Board of Supervisors hereby requests the Controller to make a complete investigation and report of financial facts in connection with the proposed acquisition of the Market Street Railway Company operating properties, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, car-barns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway transportation system in the City and County of San Francisco and in the County of San Mateo.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Authorizing Director of Property to Purchase Real Estate at Tax Sale for the Completion of McLaren Park

(Series of 1939)

Resolution No. 2736, as follows:

Whereas, a lot of land designated as Lot No. 10, in Block No. 6065, Assessor's Map of the City and County of San Francisco, is to be sold by the State of California for delinquent taxes levied in the year 1937 for the taxes of the year 1936; and

Whereas, said lot of land lies within the confines of McLaren Park as delineated and designated by the Board of Park Commissioners; and

Whereas, said lot is necessary for the completion of McLaren Park as a public improvement of the City and County of San Francisco; and

Whereas, it appears to this Board of Supervisors that said lot should be acquired by said City and County of San Francisco from the State of California to be used as a part of McLaren Park; and

Whereas, the Tax Collector of the City and County of San Francisco has given notice, as provided by law, that said lot will be sold by the State of California on the 1st day of July, 1942, under and pursuant to the laws of the State of California, providing for the sale of property sold to the state for delinquent taxes.

Now, Therefore, be it Resolved that Joseph J. Phillips, Director of Property of the City and County of San Francisco, be, and he is hereby, authorized to bid for said lot at the said sale to be held by said Tax Collector on the 1st day of July, 1942, and to purchase the same at said sale at a price not to exceed One Hundred Dollars (\$100.00).

Be it Further Resolved that the purchase price for said lot be paid out of such funds as may be available under the jurisdiction of said Director of Property.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Final Passage

Amending Salary Ordinance, Department of Public Health, by Deleting 1 Head Nurse at \$145, and Adding 1 Registered Nurse at \$135; an Emergency Ordinance.

(Series of 1939)

Bill No. 1764, Ordinance No. 1674, as follows:

An amendment to Bill 1254, Ordinance 1204, Section 60 Department of Public Health, San Francisco Hospital, by decreasing the number of positions under Item 77 from 5 to 4 P104 Head Nurse at \$145, and in lieu thereof increasing the number of employments under item 68 from 16 to 17 P102 Registered Nurse at \$135.00 per month. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1254, Ordinance 1204, Section 60 is hereby amended to read as follows:

Section 60. DEPARTMENT OF PUBLIC HEALTH— SAN FRANCISCO HOSPITAL (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
68	17	P102	Registered Nurse	\$ 135
68.1	26	P102	Registered Nurse	140
68.2	104	P102	Registered Nurse	142.50
69		P103	Special Nurses (as needed), 8 hours at \$6 per day or fraction of a day.....	
72		P103	Special Nurses (Virulent Communicable Diseases and Violent Patients), 8 hrs. at \$7 per day.....	
75		P103	Special Nurses, Additional Patient \$2 extra (not to exceed \$12).....	
76	3	P104	Head Nurse	150
77	4	P106	Head Nurse	145
77.1	23	P104	Head Nurse	152.50
78	1	P110	Assistant Superintendent of Nursing	210
79	1	P110	Assistant Superintendent of Nursing	190
80	1	P110	Assistant Superintendent of Nursing	180
80.1	1	P110	Assistant Superintendent of Nursing	172.50
81	1	P122	Director of Institutional Nursing	307.50
82	3	P204	Anesthetist	167.50
82.1	1	P204	Anesthetist	165
83	1	P206	Senior Anesthetist	192.50

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
84	9	P208	Operating Room Nurse	150
85	11	P208	Operating Room Nurse	155
86	1	P210	Senior Operating Room Nurse	192.50
87	1	P212	Head Nurse, Obstetrical	165
88	1	P214	Head Nurse, Pediatrics	157.50
89	1	P216	Head Nurse, Psychiatric	160
91	2	P304	Instructor of Nursing	165
92	1	P306	Senior Instructor of Nursing	200
PSYCHIATRIC BUILDING				
93	1	E408	General Clerk-Stenographer	155
94	2	C152	Watchman	145
95	2		House Officer	60
96	1	L374	Physician in Psychiatry	300
97	1	I 2	Kitchen Helper	106
98	11	I 116	Orderly	106
99	1	I 204	Porter	106
100	1	P2	Emergency Hospital Steward	165
101.1	1	P2	Emergency Hospital Steward	170
101	1	P2	Emergency Hospital Steward	175
102	1	P2	Emergency Hospital Steward	200
103	1	P102	Registered Nurse	135
104	6	P102	Registered Nurse	142.50
105	1	P102	Registered Nurse	140
TEMPORARY SERVICES				
106		I 2	Kitchen Helper, 50c per hour	
107		I 116	Orderly, 50c per hour	
108		I 204	Porter, 50c per hour	

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health, San Francisco Hospital, by establishing the correct classification for this position.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Final Passage

Extending Time for Granting Emergency Relief to Dependent Non-Resident Indigents; an Emergency Ordinance

(Series of 1939)

Bill No. 1765, Ordinance No. 1675, as follows:

Amending Section 6 of Ordinance No. 121 (Series of 1939) entitled "Providing for the Granting of Emergency Relief to Dependent Non-Residents of the City and County of San Francisco, defining certain terms used in this ordinance, determining the amount and character of relief which may be granted to dependent non-residents and authorizing the Public Welfare Commission to administer said relief and to make rules and regulations regarding the granting of said relief and to incur on behalf of the City and County of San Francisco the cost of transporting non-resident indigents to another county, another state, a territory of the United States, or a foreign country;" an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 6 of Ordinance No. 121 (Series of 1939), the title of which is recited above, is hereby amended to read as follows:

Section 6. Any dependent non-resident who was, on the 15th day of March, 1939, receiving emergency relief through the Board of Supervisors of the City and County of San Francisco or through the Public Welfare Commission thereof, may, if the conditions on which the allowance of said relief was made have not changed, continue to receive said relief through the agency of the Public Welfare Commission until the 30th day of June, 1943, and the Board of Supervisors does hereby declare that such persons, as long as the conditions on which the granting of said relief were based have not changed, are entitled to emergency relief pursuant to the provisions of Section 2501 of the Welfare and Institutions Code, to and until the 30th day of June, 1943, at which time it is presumed that due provision will have been made by the Federal government or by the government of the State of California for the care of non-residents who are entitled to emergency relief.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: That under Section 6 of Ordinance No. 121 (Series of 1939) the period for granting relief to dependent non-residents who have been receiving emergency relief since March 15, 1939, will expire on June 30, 1942, and it is necessary that this ordinance become effective on or before the 30th day of June, 1942, for the preservation of the health and safety of the people of the City and County of San Francisco and for the uninterrupted operation of the Department of Public Welfare.

Recommended by the Director of Public Welfare.

Approved by the Chairman of the Public Welfare Commission.

Approved as to form by the City Attorney.

Amendment

Supervisor Brown, after reminding the Board of its deliberations on the subject of providing relief for non-residents during the past several years, called attention to the possibility of provision being made during the coming fiscal year, whereby the state or the federal government, or both, might make provision for relief of such cases. He believed the Board should recognize such possibility. He would, therefore, move that after the date, "1943" in the fourth line from the bottom of Section 1 there be inserted in lieu of the language as presented, the words "or until proper provision has been made for relief of said dependent non-residents either by the federal government or the government of the State of California."

Motion seconded by Supervisor Uhl.

Amendment to the Amendment

Supervisor Roncovieri moved, as an amendment to the amendment, that there be added, also, the words "but in no event shall the said relief be extended beyond June 30, 1943."

Amendment accepted by Supervisor Brown as part of his motion.

Amendment Failed

Thereupon, the roll was called and the motion to amend failed by the following vote:

Ayes: Supervisors Brown, Meyer, Roncovieri, Uhl—4.

Noes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara—5.

Absent: Supervisors Colman, Shannon—2.

Supervisor Green, thereupon, seconded by Supervisor O'Gara, moved to amend as originally moved by Supervisor Brown, and without the further amendment proposed by Supervisor Roncovieri.

Supervisor Roncovieri expressed opposition to the amendment. He announced that inasmuch as these people affected were not residents of San Francisco he would not agree to extend any aid to them after June

30, 1943. During the coming year relief should be granted them by the localities of which they were actually residents, or provision should be made for their return to their former places of residence.

Supervisor Brown pointed out that in no case did the legislation provide for extending relief to any additional "non-residents" who might come to San Francisco. Only those people receiving relief during March, 1939, would be entitled to relief under the proposed Bill.

Supervisor Roncovieri again expressed his objection to any grant of relief beyond the coming fiscal year, and he renewed his motion, previously made and accepted by Supervisor Brown as part of the original motion to amend.

The Chair, however, called attention to amendment still pending.

Thereupon, the roll was called and the motion originally made by Supervisor Brown but renewed by Supervisor Green, was carried by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara—7.

Noes: Supervisors Roncovieri, Uhl—2.

Absent: Supervisors Colman, Shannon—2.

Supervisor Uhl, thereupon, moved as a further amendment, that the words and figures "30th day of June, 1943," wherever they appear in the Bill, be stricken out, and that the words and figures, "30th day of September, 1942," be substituted therefor. During the next three months, Supervisor Uhl continued, the Board can ascertain whether or not such relief should be continued.

The City Attorney who was present, pointed out that the ordinance as proposed did not grant relief to any individual. It merely gave the Public Welfare Department the right to dispense relief.

Whereupon, Supervisor Uhl announced that he would not press his motion.

Supervisor Roncovieri stated that he would like to make the same motion as Supervisor Uhl had made, if Supervisor Uhl did not intend to press it.

Supervisor Green announced that he believed the motion was a good one.

Whereupon, Supervisor Uhl again moved that the words and figures "30th day of September, 1942," be substituted for the words and figures "30th day of June, 1943."

Motion seconded by Supervisor Roncovieri.

Supervisor O'Gara, in explanation of his vote, stated that the matter before the Board was entirely satisfactory to both the Public Welfare Department and to the Community Chest. He believed the Public Welfare Commission was guarding the taxpayer's interests in the matter and he could see no objection to the matter as it was, and he would vote against the proposed amendment.

Thereupon, the roll was called and the motion carried by the following vote:

Ayes: Supervisors Brown, Green, MacPhee, Roncovieri, Uhl—5.

Noes: Supervisors Gallagher, Mead, Meyer, O'Gara—4.

Absent: Supervisors Colman, Shannon—2.

Final Passage Refused

Whereupon, the roll was again called and the Bill, as amended, was refused passage by the following vote:

Ayes: Supervisors Brown, Green, MacPhee, O'Gara, Roncovieri—5.

Noes: Supervisors Gallagher, Mead, Meyer, Uhl—4.

Absent: Supervisors Colman, Shannon—2.

Action Rescinded

Supervisor O'Gara, following the announcement of the result of the immediately preceding vote, pointed out that unless the Board pass something without delay, the people affected would be without relief. For that reason, he would move that the action just taken be rescinded.

Motion seconded by Supervisor Mead.

Supervisor Gallagher thereupon announced that he would vote for the ordinance as submitted. He would not vote for it as amended by Supervisor Uhl, because he did not believe the matter could be cleared up in three months time.

Thereupon, the motion to rescind was carried by unanimous vote.

Final Passage Refused

The roll was again called on Final Passage.

Final Passage was again refused by the following vote:

Ayes: Supervisors Brown, Green, MacPhee, Mead, O'Gara, Roncovieri, Uhl—7.

Noes: Supervisors Gallagher, Meyer—2.

Absent: Supervisors Colman, Shannon—2.

Action Rescinded

Supervisor Mead, seconded by Supervisor MacPhee, moved to rescind action.

No objection, and action rescinded.

Recess

During the discussion of the Bill to provide for granting of relief to non-resident indigents, the Board recessed at the hour of 3:45 P. M. to attend the ceremonies in the Rotunda, for the observance of the 166th Anniversary of the founding of San Francisco. The Board reconvened at 4:15 P. M. and resumed its consideration of the foregoing matter.

Supervisor Uhl, after the Board had reconvened, announced that he had spoken with Mr. Born, Director of Relief, during the recess, and was now satisfied with the Bill, and so would not press his proposed amendment.

Thereupon, Supervisor Mead, seconded by Supervisor Uhl, moved that the Board rescind its previous action, approving the amendment proposed by Supervisor Uhl.

No objection, and action rescinded.

Final Passage

Whereupon, the roll was again called and Bill No. 1765 was

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Following is the Bill as Finally Passed:

Extending Time for Granting Emergency Relief to Dependent Non-Resident Indigents; an Emergency Ordinance

(Series of 1939)

Bill No. 1765, Ordinance No., as follows:

Amending Section 6 of Ordinance No. 121 (Series of 1939) entitled "Providing for the Granting of Emergency Relief to Dependent Non-Residents of the City and County of San Francisco, defining certain terms used in this ordinance, determining the amount and character of relief which may be granted to dependent non-residents and authorizing the Public Welfare Commission to administer said relief and to make rules and regulations regarding the granting of said relief and

to incur on behalf of the City and County of San Francisco the cost of transporting non-resident indigents to another county, another state, a territory of the United States, or a foreign country;" an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 6 of Ordinance No. 121 (Series of 1939), the title of which is recited above, is hereby amended to read as follows:

Section 6. Any dependent non-resident who was, on the 15th day of March, 1939, receiving emergency relief through the Board of Supervisors of the City and County of San Francisco or through the Public Welfare Commission thereof, may, if the conditions on which the allowance of said relief was made have not changed, continue to receive said relief through the agency of the Public Welfare Commission until the 30th day of June, 1943, and the Board of Supervisors does hereby declare that such persons, as long as the conditions on which the granting of said relief were based have not changed, are entitled to emergency relief pursuant to the provisions of Section 2501 of the Welfare and Institutions Code, to and until the 30th day of June, 1943, or until proper revision has been made for relief of said dependent non-residents either by the federal government or the government of the State of California.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: That under Section 6 of Ordinance No. 121 (Series of 1939) the period for granting relief to dependent non-residents who have been receiving emergency relief since March 15, 1939, will expire on June 30, 1942, and it is necessary that this ordinance become effective on or before the 30th day of June, 1942, for the preservation of the health and safety of the people of the City and County of San Francisco and for the uninterrupted operation of the Department of Public Welfare.

Re-reference to Committee

Appropriating \$808 to Meet Expenses of the Fair Rent Committee of San Francisco for Month of July; an Emergency Ordinance (Series of 1939)

Bill No. 1766, Ordinance No., as follows:

Appropriating the sum of \$808.00 from the Emergency Reserve Fund to provide funds to meet the expenses of the Fair Rent Committee of San Francisco for the month of July, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$808.00 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 202.903.02.2 to provide funds necessary to meet the following expenses of the Fair Rent Committee of San Francisco for the month of July, 1942, or until such time as said Committee shall be maintained by the United States Government:

Personal services	\$280.00
Publicity	360.00
Postage, printing, stationery, etc	90.00
Rent	53.00
Telephone	25.00
	<hr/>
	\$808.00

Section 2. The Controller and Treasurer of the City and County of San Francisco are hereby authorized and directed to pay to said Fair Rent Committee of San Francisco such amounts as the Mayor may approve.

Section 3. All payments made to the Fair Rent Committee of San Francisco under authority of this ordinance shall be accounted for and supported by receipts and vouchers satisfactory to the Controller not later than the 20th day of the month following the month in which such expenses have been incurred.

Section 4. All unencumbered funds remaining in the possession of the Fair Rent Committee of San Francisco on July 31, 1942 or at such time as the administration of the office of the Fair Rent Committee is discontinued or at the time the obligations of the Fair Rent Committee are taken over by the Federal Government shall be paid forthwith into the treasury of the City and County of San Francisco.

Section 5. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of this emergency is as follows:

The Fair Rent Committee of San Francisco is without funds to operate in the City and County of San Francisco. The failure of said Fair Rent Committee to operate in the City and County of San Francisco involves and threatens the welfare of the citizens of the City and County of San Francisco, as well as the property of said City and County.

Approved as to form by the City Attorney.

Recommended and approved by the Mayor.

Approved as to funds available by the Controller.

June 29, 1942—On motion by Supervisor Uhl, the foregoing Bill was re-referred to Finance Committee.

Passage for Second Reading

Appropriating \$2,500, Real Estate Department, for Improvements in the Civic Auditorium (Series of 1939)

Bill No. 1767, Ordinance No., as follows:

Appropriating \$2,500.00 from the surplus existing in the revenues of the Real Estate Department—Civic Auditorium to the credit of Appropriation No. 135,500.00 for making certain improvements in the auditorium.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,500.00 is hereby appropriated and set aside out of the surplus existing in the revenues of the Civic Auditorium to the credit of Appropriation No. 135,500.00 for the purpose of providing funds for general repairs and improvements to the Civic Auditorium including running hot water to the Fourth Floor, repairing corridors, sanding and filling stage units, painting windows, grilles, etc., inspecting and repairing canopy cables and miscellaneous items.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhée, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Appropriating \$40,000, Department of Public Works, for Renewal of Deck on Third Street Bridge (Series of 1939)

Bill No. 1768, Ordinance No., as follows:

Authorizing a Supplemental Appropriation Ordinance in the amount of \$40,000.00 from the surplus existing in Appropriation 177.969.99 (Surveys and Plans for new bridge, Third and Islais Creek, to the credit of Appropriation 177.977.00, Third Street Bridge at Channel Street, necessary for the renewal of existing decking on this movable bridge.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$40,000.00 is hereby appropriated and set aside from the surplus existing in Appropriation 177.969.00 (Surveys and Plans for new bridge, Third and Islais Creek) to the credit of Appropriation 177.977.00, Third Street Bridge at Channel Street, necessary for the renewal of existing decking on this movable bridge.

Section 2. Due to existing United States Government regulations and priority restrictions, the preparation of plans and specifications for the construction of a new bridge at Islais Creek and Third Street is being temporarily suspended.

Section 3. The Chief Administrative Officer be and is hereby authorized and requested to execute the necessary Project Statement and Memoranda of Agreement covering this work for and on behalf of the City and County of San Francisco, and transmit them to the District Engineer of the State Department of Public Works.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Authorizing Settlement of Superior Court Action Entitled "City and County of San Francisco v. Pacific Greyhound Lines," No. 308938, Brought to Recover License Taxes.

(Series of 1939)

Bill No. 1769, Ordinance No. _____, as follows:

Authorizing settlement of Superior Court Action entitled "City and County of San Francisco v. Pacific Greyhound Lines," No. 308938, brought to recover license taxes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Whereas, on March 24, 1942, the City and County of San Francisco commenced an action against the Pacific Greyhound Lines in the Superior Court of the State of California, in and for the City and County of San Francisco, No. 308938, to recover license taxes claimed to be due and payable, said action being brought for the recovery of the sum of \$4815.00, plus a penalty in the amount of \$722.25, or a total of \$5537.25; and

Whereas, said Pacific Greyhound Lines is willing to pay the sum of \$4235.00 in full settlement of said action, and the City Attorney recommends the settlement thereof for the sum of \$4235.00, and it appearing that said sum of \$4235.00 is a fair and reasonable settlement; and

Whereas, it is understood that said Pacific Greyhound Lines shall not be prejudiced by this settlement in any action brought by it to test the legality or constitutionality of the Municipal Code sections covering this subject matter, provided, however, that no action shall ever be brought to recover from the City and County of San Francisco the money herein involved;

Now, Therefore, the City Attorney is hereby authorized and directed to settle and compromise said action and to dismiss the same upon

payment by said Pacific Greyhound Lines to the City and County of San Francisco of the sum of \$4235.00. The City Attorney is further authorized to execute such releases as shall be necessary to effect said settlement.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Adopted

The following recommendations of the Streets Committee were taken up:

Present: Supervisors Meyer, Gallagher, Mead.

Dedicating Certain Lands for Public Street Purposes as a Part of Stillings Avenue and as a Part of Melrose Avenue (Series of 1939)

Resolution No. 2737, as follows:

Whereas, the City and County of San Francisco, a Municipal Corporation, acquired the following lands situated in said City and County, for public street purposes:

Parcel "A"—That certain real property described in deed from Crocker Estate Company, recorded February 6, 1942 in Book 3850 page 151 Official Records of the City and County of San Francisco.

Parcel "B"—Beginning at the point of intersection of the northerly line of Stillings Avenue with the westerly line of Parcel "A" hereof; thence running northerly along last named line 32.184 feet to the northwest corner of said Parcel "A"; thence northwesterly along the arc of a curve to the right, tangent to a line deflected $61^{\circ}12'58''$ to the left from the preceding course at latter point, radius 182.398 feet, central angle $1^{\circ}48'29''$, a distance of 5.756 feet to the easterly termination line of Stillings Avenue (formerly 34th Street); thence southerly along last named line and its southerly prolongation 35.014 feet to aforesaid northerly line of Stillings Avenue; thence along last named line 5.0 feet to the point of beginning.

Parcel "C"—That certain real property described in deed from California Pacific Title and Trust Company, recorded August 12, 1941 in Book 3771, page 484, Official Records of the City and County of San Francisco.

Parcel "D"—That certain real property described in deed from Marie Burnett et vir., recorded January 13, 1942 in Book 3826, page 483 Official Records of the City and County of San Francisco.

Parcel "E"—That certain real property described as Parcel 1, in deed from Crocker Estate Company recorded March 25, 1910 in Book 391 of Deeds, page 311, Official Records of the City and County of San Francisco.

Parcel "F"—The northerly 10 feet of that certain real property described in deed from Edith A. Moore, et al., recorded April 25, 1942 in Book 3863, page 318, Official Records of the City and County of San Francisco.

Whereas, the Department of Public Works has recommended that said lands be dedicated for public street purposes.

Now, Therefore, Be it Resolved, That parcels "A," "B," and "C" are hereby dedicated for public street purposes as a part of Stillings Avenue, and Parcels "D," "E," and "F" are hereby dedicated for public street purposes as a part of Melrose Avenue.

Be it Further Resolved, That the City and County of San Francisco, in consideration for Parcel "C" hereinbefore referred to, will quit-

claim all of its interest to the abutting property owner to the following described portion of Stillings Avenue, when said portion of Stillings Avenue is finally closed and abandoned.

Commencing at a point on the northerly line of Stillings Avenue (formerly 34th Street) distant thereon 422.175 feet easterly from the easterly line of Detroit Street; thence running southeasterly along the arc of a curve to the right, tangent to said line of Stillings Avenue, radius 182.398 feet, central angle $32^{\circ}44'46''$ a distance of 104.245 feet; thence southeasterly along the arc of a curve to the left, tangent to the preceding curve, 182.398 feet, central angle $2^{\circ}23'08''$, a distance of 7.594 feet to a point on the westerly line of Block "O" Map of Addition to Castro Street Addition and Glen Park Terrace, recorded March 25, 1910 in Map Book "G" page 62, Records of the City and County of San Francisco, California; thence deflecting $120^{\circ}35'31''$ to the left from the tangent to the preceding curve at last mentioned point and running northerly along said line of Block "O" 32.961 feet to aforesaid line of Stillings Avenue; thence deflecting $89^{\circ}46'07''$ to the left and running westerly along last mentioned line 103.825 feet more or less to the point of commencement.

The City Attorney shall record a certified copy of this resolution in the Office of the County Recorder of the City and County of San Francisco.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Granting Permission to Pacific Electric Manufacturing Corporation to Erect a Fence Across Portions of Donner Avenue and Keith Street.

(Series of 1939)

Resolution No. 2738, as follows:

Resolved, That upon recommendation of the Department of Public Works, permission, revocable at will of the Board of Supervisors, is hereby granted to Pacific Electric Manufacturing Corporation to erect and maintain a fence across Donner Avenue along the northwesterly line of Keith Street, and across Keith Street along the southwesterly line of Donner Avenue.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Granting Permission to Carlo Arbasetti to Use Portions of Keith Street and Egbert Avenue for Truck Gardening and Maintenance and Operation of a Water Tank.

(Series of 1939)

Resolution No. 2739, as follows:

Resolved, That upon recommendation of the Department of Public Works, permission revocable at will of the Board of Supervisors, be and it is hereby granted to Carlo Arbasetti to use Keith Street from Donner Avenue to Fitzgerald Avenue, and Egbert Avenue from Keith Street to Third Street, for truck gardening and the maintenance and operation of a water tank, upon the following express conditions:

1. That any building or structure placed thereon shall comply with the building laws of the City and County of San Francisco;

2. That said Carlo Arbasetti shall not use the same for unlawful purposes;

3. That any buildings or improvements constructed thereon shall be removed at the request of the Director of Public Works, and that the permit hereby granted shall exist only for such period of time as the said portions of Keith Street and Egbert Avenue are not necessary for public purposes, and that said permit may be terminated without notice to the permittee by the Board of Supervisors, and that the permittee shall within thirty days after such termination remove all buildings and improvements from said portions of Keith Street and Egbert Avenue and shall leave same in a sanitary and unobstructed condition;

4. That this permit shall not be assignable.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Granting Permission to United States Navy for Spur Tracks in Hunters Point District

(Series of 1939)

Bill No. 1770, Ordinance No., as follows:

Granting permission, revocable at the will of the Board of Supervisors, to the United States Navy to construct, operate and maintain certain spur tracks to give access to the Naval Dry Docks at Hunters Point.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to the recommendation of the Director of Public Works, permission, revocable at the will of the Board of Supervisors, is hereby granted to the United States Navy to construct, operate and maintain certain spur tracks to give access to the Naval Dry Docks at Hunters Point, connecting a spur track for which permit was granted the Southern Pacific Company by Department of Public Works Order No. 18,020, dated June 3, 1942, said latter spur track crossing Bancroft Avenue southeasterly from Ingalls Street, thence in an easterly direction to Hunters Point. Permission granted herein applies particularly to the following areas under the jurisdiction of the Department of Public Works:

Armstrong Avenue southeasterly from Ingalls Street;
Yosemite Avenue southeasterly from Ingalls Street;
Wallace Avenue southeasterly from Ingalls Street;
Van Dyke Avenue southeasterly from Ingalls Street;
Hawes Street southwesterly from Underwood Avenue;
Hawes Street and Underwood Avenue, crossing;
Underwood Avenue southeasterly from Hawes Street;
Thomas Avenue southeasterly from Hawes Street;
Shafter Avenue southeasterly from Hawes Street;
Revere Avenue southeasterly from Hawes Street;
Quesada Avenue southeasterly from Hawes Street;
Palou Avenue northwesterly from Griffith Street;
Palou Avenue and Griffith Street, crossing;
Oakdale Avenue northwesterly from Fitch Street;
Oakdale Avenue and Fitch Street, crossing;
Oakdale Avenue southeasterly from Fitch Street;

thence southeasterly into properties being acquired by the United States Navy under eminent domain proceedings.

Section 2. Said permission is granted subject to the provisions of Ordinance No. 69, New Series, of the Board of Supervisors, approved by the Mayor October 12, 1933, now contained in Part II, Chapter X.

Article 11 of the San Francisco Municipal Code, and all of the provisions and conditions contained therein are hereby made a part of this permit to the same extent as if they were specifically set forth herein.

Section 3. All work shall be done in accordance with drawings of the Bureau of Yards and Docks of the United States Navy Department and titled "Y and D Drawings No. 194330, 194331, 194332, 194,333, and 194,334," as amended by the City Engineer's office and dated May 7, 1942. Y and D Drawing No. 194332 shows 8-inch V.C.P. culverts, and it is hereby specified that said culverts are to be constructed with 10-inch V.C.P.

Section 4. All work shall be done in accordance with grades approved by the City Engineer. The City and County of San Francisco shall be kept free from all harm and liability for damage on account of the construction, operation or maintenance of said spur tracks, and any claim arising from said construction, operation or maintenance shall, after adjudication, be met by permittee.

Approved as to form by the City Attorney.

Passed for second reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Passage for Second Reading

Accepting Roadway of Fitzgerald Ave. Between Third and Jennings Sts.

(Series of 1939)

Bill No. 1771, Ordinance No., as follows:

Providing for acceptance of the roadway of Fitzgerald Avenue between Third and Jennings Streets, including the intersection of Fitzgerald Avenue with Third and Keith Streets, and including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Fitzgerald Avenue between Third and Jennings Streets, including the intersection of Fitzgerald Avenue with Third and Keith Streets, and including the curbs.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Accepting Roadways of Certain Streets in Stonecrest Subdivision

(Series of 1939)

Bill No. 1772, Ordinance No., as follows:

Providing for acceptance of the roadway of portion of Cambridge Street, Gladstone Drive, Stoneyford Avenue, Stoneybrook Avenue, Maynard Street and Ney Street, including certain intersections and including the curbs, all within Stonecrest Subdivision.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having

been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic-concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Cambridge Street from its intersection with Stoneybrook Avenue and Trumbull Street to the easterly boundary line of Stonecrest Subdivision, including the intersection of Cambridge Street with Stoneyford Avenue and with Gladstone Drive;

Gladstone Drive from Cambridge Street to Maynard Street, including the intersections of Gladstone Drive with Stoneyford Avenue, Stoneyford Avenue and Maynard Street;

Stoneyford Avenue from Cambridge Street to Gladstone Drive;

Stoneybrook Avenue from the intersection of Trumbull and Cambridge Streets to Gladstone Drive;

Maynard Street from Trumbull Street to Gladstone Drive;

Ney Street from Trumbull Street to the westerly boundary line of Stonecrest Subdivision;

all within Stonecrest Subdivision; including the curbs.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Accepting Roadway of Trumbull Street

(Series of 1939)

Bill No. Ordinance No., as follows:

Providing for acceptance of the roadway of Trumbull Street through Stonecrest Subdivision from Alemany Boulevard to the westerly line of Stonecrest Subdivision, and the intersections of Trumbull Street with Cambridge Street, Stoneybrook Avenue, Maynard Street and Ney Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Trumbull Street through Stonecrest Subdivision from Alemany Boulevard to the westerly line of Stonecrest Subdivision, and the intersections of Trumbull Street with Cambridge Street, Stoneybrook Avenue, Maynard Street and Ney Street, including the curbs.

Approved as to form by the City Attorney.

Passed for second reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.**

The following recommendation of the Finance Committee was taken up:

**Amending Annual Salary Ordinance by Providing Overtime Pay
for Per Diem Employees
(Series of 1939)**

Bill No. 1775, Ordinance No., as follows:

Amending Ordinance No. commonly called Annual Salary Ordinance for the Fiscal Year 1942-1943, by adding Section 2.3 thereto providing for overtime pay for overtime work for employees whose compensation is fixed on a per diem basis and defining what shall constitute overtime work.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. commonly called Annual Salary Ordinance for the fiscal year 1942-1943 is hereby amended by adding Section 2.3 thereto, to provide overtime and holiday compensation for the fiscal year 1942-1943 reading as follows:

Section 2.3. The wages specified on a per diem basis in this ordinance for the respective employments included herein are for eight hours' work per day, between the hours of 8:00 A. M. and 5:00 P. M., on Monday, Tuesday, Wednesday, Thursday and Friday. For purposes of this ordinance, the said work schedule shall be considered as regular work time.

Any time worked by employees engaged in the operations and occupations named in this section on Saturday and Sunday, or on New Year's Day, Decoration Day, Independence Day, Labor Day, Admission Day, Armistice Day, Thanksgiving Day and Christmas Day shall be considered as work on holidays and such holiday work shall be compensated at double the rate herein provided for regular work time, subject, however, to the restrictions and provisions of this section. Any time worked by such employees after 12 o'clock midnight and before 8:00 o'clock A. M. shall be compensated at double the rate herein fixed, subject to the restrictions of this section.

Overtime for the employees engaged in the operations or occupations named herein shall be any time worked in excess of eight hours per day, or any time worked before 8:00 A. M. and after 5:00 P. M. on Monday, Tuesday, Wednesday, Thursday and Friday.

Overtime work for employees engaged in operations or occupations set forth in this section whose compensation is fixed in this ordinance on a per diem basis shall be compensated as set forth in this section for such overtime, subject to the provisions of this section; provided that employees engaged in these operations and occupations, under the jurisdiction of the Public Utilities Commission, shall be paid for overtime and holidays worked on the same basis that prevailed for the fiscal year 1938-1939, regardless of the fact that a higher compensation is specified in this section for overtime and holiday work.

Operations and Occupations

Asphalt and related street repair crafts as determined by the civil service classification of positions and Laborers and Cribbers, and Trackmen.

Basis for Computing Compensation for Overtime as Herein Defined.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime and twice the rate fixed herein for regular time thereafter, except that the rate for overtime between 6:00 A. M. and 8:00 A. M. shall be twice the rate fixed herein for regular time.

Bricklayers, Hodecarriers, Stone Masons, Granite Cutters, Tile Setters, Plasterers, Cement Finishers, Steam Fitters, Machinists, Electrical Workers, Lathers, Engineers of Hoisting Engines and Compressor Operators and related crafts as determined by the civil service classification of positions.

Marble trades and related crafts as determined by the civil service classification of positions.

Carpenters and related crafts as determined by the civil service classification of positions.

Glaziers and related crafts as determined by the civil service classification of positions.

Painters and related crafts as determined by the civil service classification of positions.

Plumbers and Gas Fitters and related crafts as determined by the civil service classification of positions and employees engaged in pipe-caulking and installing meters and water services.

Sheet Metal Workers and related crafts as determined by the civil service classification of positions.

Chauffeurs, Truck Drivers and related crafts as determined by the civil service classification of positions.

Boiler Makers and related crafts as determined by the civil service classification of positions.

Sewer Cleaners.

Twice the rate fixed herein for regular time.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time for the first two hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time.

Twice the rate fixed herein for regular time.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time after 8 hours. Working time shall be reckoned by the half day or the full day.

One and one-half times the rate fixed herein for regular time after 8 hours.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter, except that the rate for overtime between 6:00 A. M. and 8:00 A. M. shall be twice the rate fixed herein for regular time; and provided that when the ebb and flow of the tides in San Francisco Bay shall interfere with the work of cleaning, maintaining and repairing sewers to the extent that employees engaged therein cannot render service or perform work for more

than 4 hours per day, the said 4 hours shall be considered and compensated as a full day's work, unless, immediately following such work, such employees are assigned to other duties within their classification.

Regardless of other provisions of this section, whenever operations as now constituted and as now carried on regularly and continuously require the services of any of the crafts named in this section before 8:00 A. M. or after 5:00 P. M., and the employee engaged therein has during the fiscal year 1938-1939 received only straight time for such work, such employee shall be compensated for straight time only.

Section 2. This ordinance shall be retroactive as of the 1st day of July, 1942, and the amendment to said salary ordinance herein provided for shall be effective as of said date in order to make proper compensation for the several employments mentioned in said Annual Salary Ordinance, and to fully compensate the several employees engaged in said employments since the 1st day of July, 1942.

Section 3. No employee, who is eligible to be paid for overtime worked at the rates herein established, shall be permitted to work overtime as herein described unless funds are available to pay for such overtime worked at the rates herein established or unless an actual emergency exists as provided by law.

Approved as to form by the City Attorney.

Discussion

Supervisor Uhl, in discussing the forgoing Bill, stated that he agreed with the Chief Administrative Officer that certain employments are comparable with employments of the Municipal Railway Company and in the San Francisco Hospital. However, the Chief Administrative Officer has stated that if the ordinance is passed he will see to it that no overtime is worked on Saturdays and Sundays. For that reason Supervisor Uhl believed the ordinance should be passed. If it does not work out satisfactorily, the ordinance can be amended.

Supervisor Brown announced he could see no reason for paying overtime scale to street cleaners for Saturday and Sunday work. The Board should not set a precedent in a matter that has already been abandoned as impractical by the shipyards and by the federal government.

Supervisor O'Gara expressed disapproval of the legislation as presented. He had voted to pay overtime for the fiscal year just ending, but he did not believe overtime pay should be granted for regular employment merely because the work was done on a Saturday or Sunday. The Chief Administrative Officer was opposed to such overtime pay.

A Mr. Smith, representing labor, urged passage of the legislation as presented. Otherwise, he stated, there would be direct discrimination against employees of one of the departments under the Director of Public Works.

Supervisor Brown, seconded by Supervisor O'Gara, moved that the language deleted by the Finance Committee from the original draft of the legislation, and appearing in original draft as Section 3, and reading as follows, be restored:

Section 3. The provisions of this ordinance shall not apply to employments established in the Bureau of Street Cleaning, Department of Public Works.

Amendment failed by the following vote:

Ayes: Supervisors Brown, O'Gara—2.

Noes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, Uhl—6.

Absent: Supervisors Colman, Roncovieri, Shannon—3.

Explanation of Vote

Supervisor Brown explained his intended vote, saying that he would not vote against the ordinance as a whole. He had desired, though, to see the ordinance amended, but amendment having been denied, he would vote "Aye."

Passage for Second Reading

Thereupon, the roll was called and the foregoing Bill was

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Colman, Roncovieri, Shannon—3.

Providing for Suitable Representative of Board at Sacramento (Series of 1939)

Supervisor Green presented Resolution No., as follows:

Whereas, In the past there has been more or less confusion, selfish interest and partiality shown in the securing of allocation of funds for state highway construction, welfare, care of the aged, unemployment relief, etc., from state authorities, in that a county, group of counties, or section of the state would band together for the betterment of its own section or division of the state to the disadvantage of all others, thereby entailing undue hardship on the lesser communities not fortunate enough to have sufficient political strength or financial means to lobby for themselves what was most urgent for the development or sustenance of their particular community; and

Whereas, In the past San Francisco in particular has spent money for the purpose of securing such allocations which, although for the most part secured, were nevertheless given grudgingly and not without totally unnecessary expenditures on the part of San Francisco representatives in Sacramento; and

Whereas, A unification of, and a more selfless attitude on the part of the counties of the state in securing allocations of state funds for these purposes, on a give and take basis of population, the degree of travel on the highway sought to be improved, and the permissible percentages of allocations for welfare, care of the aged, unemployment relief, etc., would be most advantageous to all and would do away with the necessity of a large delegation at Sacramento for this purpose; now, therefore, be it

Resolved, That it be the sense of this Board of Supervisors that a suitable representative of the Board and the City and County of San Francisco as a whole be appointed to represent San Francisco at Sacramento and thus do away with the needless and exorbitant lobby expense in securing commitment of state funds for these most vital and necessary purposes and be it

Further Resolved, If, as and when a representative of San Francisco be appointed for the purposes outlined above, that each county of the State be importuned to likewise have a single and, so far as is humanly possible, unchanging representative at Sacramento for the express purpose and intent of this resolution.

Referred to Joint Finance and County, State and National Affairs Committee.

Final Passage

The following recommendation of his Honor the Mayor, was taken up:

Amending Section 6 of Ordinance 818 to Permit Municipal Employees, During Their Vacation Periods, to Accept Other Employment Deemed Essential to the Prosecution of the War, and Regulating Such Vacation Employment; an Emergency Measure.

(Series of 1939)

Bill No. 1774, Ordinance No. 1676, as follows:

Amending Section 6 of Ordinance 818 to permit Municipal Employees, during their vacation periods, to accept other employment deemed essential to the prosecution of the war, and regulating such vacation employment; an emergency measure.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 6 of Ordinance No. 818 is hereby amended to read as follows:

VACATION TIME NOT TO BE USED TO WORK FOR PAY
ELSEWHERE

Employees shall not accept paid employment elsewhere while on vacation. If any employee does accept paid employment while on vacation, he shall forfeit the vacation compensation to which he is otherwise entitled under this ordinance, provided, however, that because of the present urgent need for utilization to the fullest extent of all manpower and womanpower available for the prosecution of the war and for the production of war materials and equipment and for the harvesting of crops and for the production of foodstuffs for the support of the people of the United States, municipal employees, while on vacation from their municipal employment, may accept other employment which is essential to the prosecution of the war and for the production of war materials and equipment and for the harvesting of crops and for the production of foodstuffs for the support of the people of the United States, or directly connected therewith subject to the following conditions:

(a) Such employees shall, before accepting such employment, file with the Civil Service Commission a statement setting forth:

1. The nature of the proposed employment;
2. The name of the employer;
3. A statement that the employer understands that the services of the municipal employee are to be available only during his vacation period; and
4. A statement to the effect that there are no other persons available for employment who possess the particular skill and qualifications of said municipal employee who is on his vacation and that his services are necessary to enable the particular employer to carry on the work of producing war materials and equipment, or for the harvesting of crops or for the production of food stuffs for the support of the people of the United States; any employee of the City and County of San Francisco making a false statement in this regard shall be deemed guilty of dereliction of duty.

(b) The Civil Service Commission shall determine that the proposed employment of said municipal employee on vacation is essential to the prosecution of the war and necessary for the production of war materials and equipment or for the harvesting of crops or for the production of food stuffs for the support of the people of the United States, and should any vacationing municipal employee be notified that said Civil Service Commission has determined to the contrary, it shall be the duty of said employee to abandon his said vacation employment.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of this emergency is as follows:

That there is urgent need for the recruitment of all available personnel to assist in the production of war materials and equipment and in the harvesting of crops and the production of food stuffs for the support of the people of the United States, and that the harvesting of crops and the maximum production of war supplies, materials and equipment are

necessary for the preservation of public peace, property, health and safety of the citizens of San Francisco.

Approved as to form by the City Attorney.

Discussion

The foregoing Bill, recommended to the Board by his Honor, the Mayor, at the beginning of the meeting, and temporarily postponed to enable Supervisor Mead to propose amendments, was, subsequently during the proceedings, again taken up.

Supervisor Mead explained the purpose of his proposed amendments, pointing out that they were intended merely to prevent any city employee from taking any jobs that might be filled by unemployed persons.

Mr. Henderson, representing the Civil Service Commission, after examining the amendments as proposed by Supervisor Mead, announced that he had no objection thereto.

Thereupon, the roll was called and the Bill including amendments, and reading as above, was

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Granting Permission to Paterson Pacific Parchment Company for Spur Track in Bryant Street (Series of 1939)

Supervisor Meyer presented Bill No. 1733, Ordinance No. , as follows:

Granting permission, revocable at will of the Board of Supervisors, to Paterson Pacific Parchment Company to construct, operate and maintain a certain spur track within Bryant Street between Sterling Street and Rincon street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to the recommendation of the Director of Public Works, permission, revocable at will of the Board of Supervisors, is hereby granted to Paterson Pacific Parchment Company to construct, operate and maintain a spur track, the center line description of which is as follows:

Commencing at a point in the center line of existing track in Bryant Street, said point being 27 feet, more or less, southwesterly from the prolongation of the northeasterly line of Sterling Street; thence on a curve to the left for a distance of 104 feet, more or less, to a point on the northwesterly line of Bryant Street, said point being 74 feet, more or less, northeasterly from the northeasterly line of Sterling Street; thence through property owned by the State of California.

Section 2. Said permission is granted subject to the provisions of Sections 555 to 570, Article XI, Chapter X, Part II of the San Francisco Municipal Code, and all of the provisions and conditions contained in said sections are hereby made a part of this permit to the same extent as if they were specifically set forth herein.

Section 3. All work shall be done to the satisfaction and in accordance with the requirements of the Department of Public Works, and in accordance with drawing of the Southern Pacific Company, identified as Coast Division Drawing No. 13268, Sheet 1, B5723, dated March 20, 1941, and revised June 24, 1942. Any interference with the natural drainage must be corrected by permittee to the satisfaction of the City Engineer.

Section 4. The permit granted herein is given with the proviso that

permission to cross State property be obtained by the Paterson Pacific Parchment Company from the State of California.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Board of Supervisors to Meet as Board of Equalization

(Series of 1939)

Supervisor MacPhee presented Resolution No. 2741, as follows:

Resolved, That the Board of Supervisors of the City and County of San Francisco will meet on Monday, July 6, 1942, at 2:00 P. M. as a Board of Equalization to examine the assessment books for the fiscal year 1942-1943 and equalize the assessment of property in the City and County, and will thereafter be in session for that purpose from time to time until the business of equalization is disposed of, but not later than Monday, July 22, 1942, at 12:00 o'clock noon.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Providing for Notice in Official Newspaper, Filing Statement of Real and Personal Property

(Series of 1939)

Supervisor MacPhee presented Resolution No. 2742, as follows:

Whereas, A list of all persons residents of the City and County of San Francisco who have failed to file with the Assessor of the City and County of San Francisco, a statement under oath, setting forth specifically all real and personal property not exempt from taxation owned by each of said persons on the first Monday of March, 1942, at twelve o'clock noon of said day, after demand therefor was made by said Assessor, has been filed with the Board of Supervisors; now, therefore, be it

Resolved, That each of the aforesaid persons who has failed to file said statement, be and he is hereby required to file with the Clerk of the Board of Supervisors within ten days from and after date hereof, a statement under oath, setting forth specifically all the property owned or controlled or in the possession of said person on the first Monday of March, 1942; and be it

Further Resolved, That notice to all of the said persons herein referred to be given by the publication of a notice in the official newspaper, which said notice shall be in the words and figures following, to-wit:

To each individual person who has failed to file with the Assessor a verified statement setting forth all the real and personal property not exempt from taxation, owned by such person or in his possession or under his control, at twelve o'clock noon on the first Monday of March, 1942.

You and each of you are hereby required to file with the Clerk of the Board of Supervisors of the City and County of San Francisco within ten days from and after the date hereof, a statement under oath, setting forth specifically all of the property owned or controlled by you or under your possession, at twelve o'clock noon on the first Monday of March, 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

Salute to the Flag

(Series of 1939)

Supervisor Mead presented Resolution No., as follows:

Resolved, That immediately following roll call at each meeting of this Board of Supervisors, the flag of our country be saluted in the following manner:

The Sergeant of Arms or such other person designated by the presiding officer, accompanied by a color guard of two uniformed policemen shall bear the colors, displayed in proper form upon a staff, to a position at the right of the presiding officer while the presiding officer directs the Supervisors and all others present in the "Salute to the Flag."

Referred to Finance Committee.

Regulating Magazine Display Racks on Sidewalks

(Series of 1939)

Supervisor Green presented Bill No., Ordinance No., as follows:

Amending Section 64, Article 1, Chapter VIII, Part II of the San Francisco Municipal Code, by adding thereto subdivision (h), making it lawful to install and maintain magazine display racks on sidewalks.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 64, Article 1, Chapter VIII, Part II of the San Francisco Municipal Code, which provides for exceptions to the prohibition against the placing of obstructions on streets and sidewalks, is hereby amended to read as follows:

- (a) Goods or merchandise in actual course of receipt, delivery or removal;
- (b) Lamp posts or hydrants, erected by permission of the Director of Public Works;
- (c) Ornamental trees, planted along the outer line of the sidewalk, within the curb line, or barriers for the protection of such trees;
- (d) Watering troughs placed by permission of the Director of Public Works upon sidewalks for the accommodation of the public;
- (e) Bicycle racks or motorcycle racks placed upon the sidewalks by permission of the Director of Public Works and of the adjoining property owners for the accommodation of persons using such bicycle or motorcycle, the same not to exceed three (3) feet in width and three (3) feet in height and to be entirely devoid of advertising matter; provided, that motorcycle racks shall be supplied with a metallic pan for the purpose of catching oil drippings;
- (f) Hitching posts placed by permission of the Director of Public Works upon sidewalks, in accordance with pattern indicated in the design approved by and on file in the office of said Director;
- (g) Sockets to be placed upon the outer line of the sidewalk within the curb line for the support of flag poles to be used for the display of flags. The said sockets shall be approved by, and installed under the supervision and to the satisfaction of, the Director of Public Works;
- (h) Racks installed and maintained in front of retail establishments for the purpose of displaying for sale magazines and other periodicals, which racks shall be not longer than ten (10) feet and shall extend beyond the property line on to the sidewalk for a distance of not more than eighteen (18) inches.

Referred to Police Committee.

**Congratulating Carl Lincoln "Doc" Cook on Successful Culminating
of 33 Years' Service With the City as Chemist**
(Series of 1939)

Supervisor Meyer presented Resolution No. 2743, as follows:

Whereas, Carl Lincoln Cook, a member of the American Chemical Society and graduate of the College of Chemistry, University of California, Engineering Chemist of the Department of Public Works since March 1909, is about to sever his connections with San Francisco, having elected to retire on account of ill health; and

Whereas, "Doc" Cook, as he was known to all his friends, is now leaving the city's employ, having served San Francisco faithfully and well for a period of thirty-three years, during which time he has distinguished himself for his capability, efficiency and accuracy in testing and passing upon all steel, cement, concrete and other materials used in the O'Shaughnessy Dam, Lake Eleanor Dam, and other Hetch Hetchy construction; in all local construction such as the Twin Peaks Tunnel, Stockton Street tunnel, Sunset Duboce tunnel in the various schools, bridges, structures, sewers, as well as street materials; gasoline oils, supplies for institutions used in city service; now, therefore, be it

Resolved, That this Board of Supervisors extends to "Doc" Cook its congratulations on the successful culmination of his service with San Francisco and the splendid ability he displayed in his trying position. It commends him for his splendid record and extends to him now its very best wishes for his welfare.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

**Requesting Report From Director of Public Works and City At-
torney on Proposal to Consolidate Directive Signs on Street
Corners and Remove Unnecessary Sign Standards.**

(Series of 1939)

Supervisor Meyer presented Resolution No. 2744, as follows:

Whereas, For some time many street corners of San Francisco have presented a vexing problem in that they are burdened with a disorderly and confusing array of sign standards; and

Whereas, Groups of several standards on a corner, each standard bearing a sign of directive information, represent a definite obstruction to the orderly progress of pedestrian traffic and often bewilder and disconcert local and visiting motorists; and

Whereas, The elimination of numerous unnecessary sign standards in San Francisco, and the proper grouping of signs on one post, would remove from our streets an unnecessary and unsightly obstruction; and

Whereas, In the present emergency, when all available metal is being utilized for the purpose of successfully prosecuting the war, the removal of said unnecessary sign standards would produce a great quantity of scrap metal for such purpose; now, therefore, be it

Resolved, That this Board of Supervisors does hereby request the Director of Public Works to make an immediate survey and report to determine which sign standards may properly be removed from San Francisco's streets, and the information contained on said signs consolidated on one post; and, be it

Further Resolved, That this Board of Supervisors does hereby request the City Attorney for an opinion as to the legality of such consolidation of signs as may be recommended in the report of the Director of Public Works herein requested.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

**Requesting Information from Registrar of Voters and City Attorney
As to Submission of Market Street Railway Company Lease-
Purchase Proposal at Special Election to be Held on Same Day
As August Primary Election.**

(Series of 1939)

Supervisor O'Gara presented Resolution No. 2745, as follows:

Resolved, That the Registrar of Voters and the City Attorney be and each of them is hereby requested to inform this Board of Supervisors as to the feasibility and legality of holding a separate special municipal election, on the same day as the coming August primary election, at which the voters of the City and County of San Francisco may express themselves on a declaration of policy as to the acceptability of the Market Street Railway Company lease-purchase proposal now being considered by this Board.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Colman, Shannon—2.

**Conferring Upon the Board of Supervisors or any of its Members
Authority to Participate in Administrative Affairs Except as to
Civil Service Rights of Employees, or Disciplinary Action by De-
partment Heads.**

Supervisor Green presented proposed Charter Amendment as follows:

Section 22. Except as to civil service rights of employees and disciplinary action by department heads, the Board of Supervisors is hereby vested with authority to participate in administrative affairs, with full power of hearing and inquiry, and with full power to subpoena any parties at interest thereto.

Any inhibition heretofore placed upon the Board of Supervisors is hereby removed.

Referred to Judiciary, Legislative and Civil Service Committee.

Certifying as to Canvass of Votes

The following communication was presented and read:

To the Honorable June 17, 1942.
The Board of Supervisors
City and County of San Francisco.
Gentlemen:

I hereby certify that pursuant to the provisions of Resolution No. 2690 (Series of 1939), of the Board of Supervisors of the City and County of San Francisco, State of California, adopted June 8, 1942, I proceeded to canvass the returns of the Special election held in said City and County on June 9, 1942, beginning on Monday, June 15, 1942.

I further certify that in canvassing such returns, the returns from each and every precinct were canvassed and tabulated in an orderly manner and thereto were added the absentee votes as provided by law; that as a result of such official canvass and tabulation made of all votes cast at said election, I herewith present a complete record set forth in the volume entitled "Statement of Votes of the Special Election, City and County of San Francisco, June 9th, 1942," and bearing the identifying letters "BG"; that said volume contains the total number of votes and the votes cast for and against each proposition in each voting precinct and the absentee vote in each assembly district in said City and County;

That the total number of votes cast is—138,741;

That the vote cast on Proposition No. 1:

Water Works System: Shall the City and County of San Francisco incur a bonded indebtedness of \$1,250,000 for the improvement of its water works system by the construction of an auxiliary plant at Lake Merced, together with all necessary accessories, reservoirs, lands, and other property or structures necessary for improving and augmenting the water supply of said City and County is

YES	115,479
NO	21,071

That the vote cast on Proposition No. 2:

Fire Protection: Shall the City and County of San Francisco incur a bonded indebtedness of \$3,000,000 for the acquisition and construction of additional fire protection equipment, including pumping units, trucks and mechanized equipment, fire hose and fire-fighting equipment, additions to fire alarm system, and all other works, property or structures necessary for additional fire protection for said City and County is

YES	117,555
NO	18,815

Respectfully submitted,

CHK/MF

CAMERON H. KING

Ordered Filed.

Registrar of Voters.

Disposal of Hetch Hetchy Power

Supervisor Brown, under his name on Roll Call, reminded the Board that, although for the time being provision has been made for the disposal of Hetch Hetchy generated electric energy, the matter will again, sometime in the future, be before the Board, and he urged the Board not to forget that the present stay of injunction is for only one year.

Amendment to Military Leave Ordinance

Supervisor O'Gara announced that he was having prepared, and desired that there be considered as presented, a amendment to allow leaves of absence to municipal employees serving in the merchant marine service and the Red Cross.

Referred to Judiciary, Legislative and Civil Service Committee.

Charter Amendment, Abolishing Preferential Place on Ballot for Incumbent Officials

Supervisor O'Gara presented proposed Charter Amendment abolishing preferential place on ballot granted to incumbent officials.

Referred to Judiciary, Legislative and Civil Service Committee.

Finance Committee to Represent the Board Before the Railroad Commission in Matter of Impounding Profits of Market Street Railway Company.

Supervisor MacPhee moved that in accordance with request by Commissioner Franck R. Havenner, that the Board appoint the Finance Committee to represent the Board of Supervisors before the Railroad Commission in the matter of impounding profits of the Market Street Railway Company to insure the performance of street work under its franchise.

No objection, and so ordered.

Mr. Frederick H. Meyer to be Present at Board Hearing on Market Street Railway Company Lease-Purchase Proposal

Supervisor O'Gara moved that the Board invite Mr. Frederick H. Meyer to appear next Monday, July 6, 1942, in connection with hearing on the Market Street Railway Company lease-purchase proposal, and

that Mr. Meyer be informed that the City Attorney has given a verbal opinion to the effect that Mr. Meyer's powers are purely advisory.

Motion Carried.

Communications

Communications were presented, read by the Clerk, and acted on as noted:

From Californians Inc., acknowledging resolution regarding dissemination of Herb Caen's column entitled, "Big City Lights."

Ordered filed.

From J. P. Hall, accepting Board's invitation to appear July 6th and speak on California's strategic mineral program.

Ordered filed.

From J. P. Hall, regarding California Supervisors Strategic Mineral Survey.

Referred to County, State and National Affairs Committee.

From S. F. Civilian Defense Council, transmitting proposed ordinance providing for fire watchers and fire fighting equipment for buildings.

Referred to Police Committee.

From Fitz-Gerald Ames, suggesting amendment to proposed ordinance providing for fire watchers and fire fighting equipment for buildings.

Referred to Police Committee.

From Redwood Empire Association, acknowledging receipt of resolution regarding dissemination of Herb Caen's column, "Big City Lights."

Ordered filed.

From Junior Chamber of Commerce, inviting attendance of Board members at San Francisco's 166th Birthday observance, June 29th.

Ordered filed; Board to recess at 3:30 P. M.

From Chief Administrative Officer, transmitting detailed report on telephone service rendered to City and County and its officers and employees.

Referred to Finance Committee.

From St. Anne's Church, inviting participation in Annual Procession, July 26, 3:00 P. M.

Copy to be sent to each member of the Board.

From Board of Education, advising that no change will be made in the adopted program as to summer vacation period.

Ordered filed.

From California Secretary of State, transmitting approved amendment to Charter, affecting term of office for Assessor.

Ordered filed.

From Lafayette Club, Inc., expressing hope that Board will consider Rene Vayssie for appointment to Directorate of Golden Gate Bridge and Highway District when vacancy again occurs.

Ordered filed.

From Chief Administrative Officer, transmitting estimate of costs for improvement of Van Ness Avenue north of North Point Street.

Referred to Streets Committee.

From the Mayor, commenting on provision of ordinance requiring Civil Service Commission investigation of vacancies in civil service positions.

Referred to Finance Committee.

From Chief Administrative Officer, reporting on installation of traffic signs in vicinity of Livestock Pavilion, Geneva Avenue.

Clerk to transmit to Mr. Brooks the thanks and commendation of the Board for his prompt and satisfactory action.

ADJOURNMENT

There being no further business, the Board, at the hour of 5:45 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors, July 13, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 28

Monday, July 6, 1942

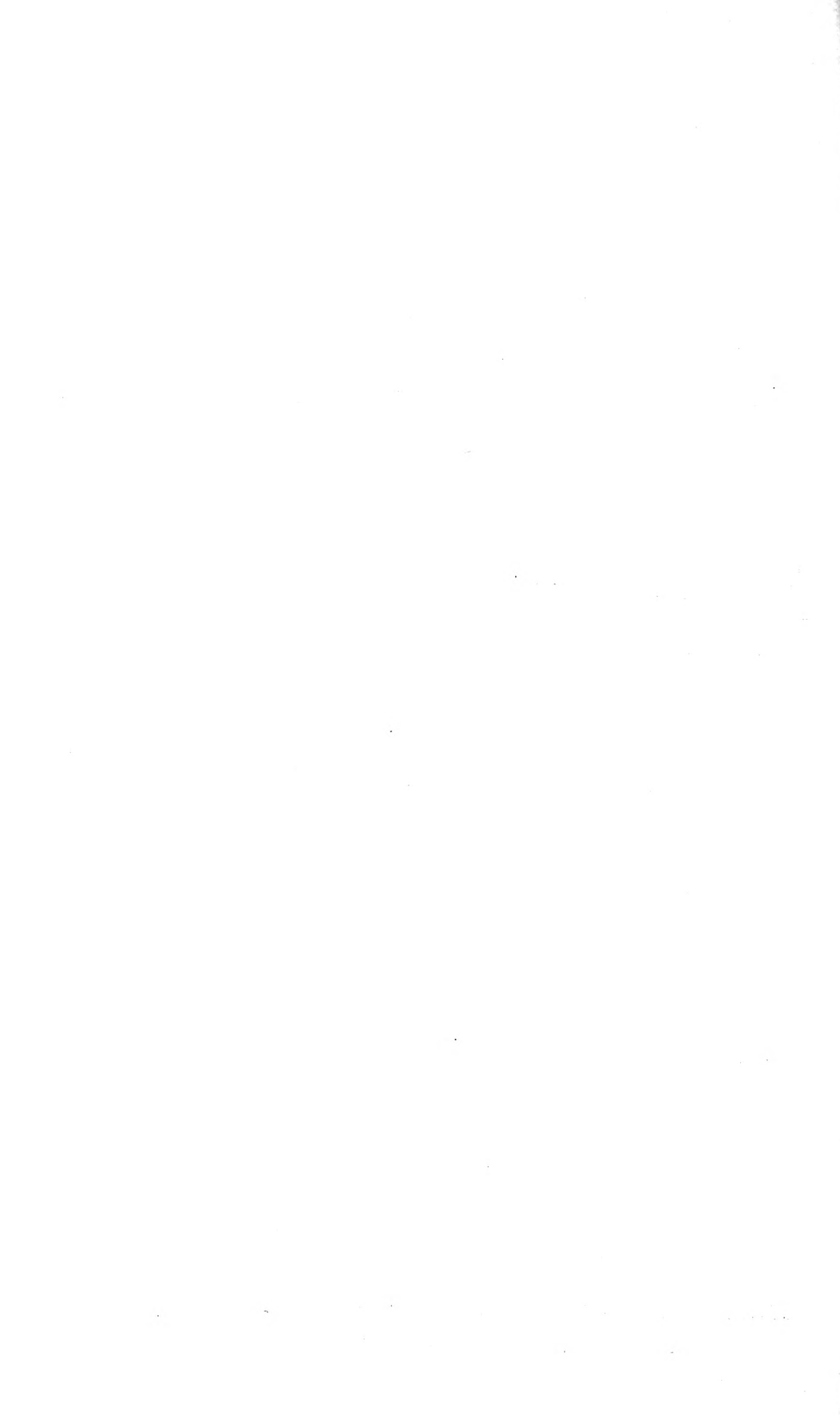
Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, JULY 6, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, July 6, 1942,
2 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Brown was noted present at 2:20 p. m.

Supervisor Uhl was excused from attendance at 4:10 p. m. He returned to the meeting at 4:55 p. m.

SPECIAL ORDER—2:00 P. M.

Meeting of Board of Equalization Deferred.

Pursuant to Resolution No. 2741 (Series of 1939), Board of Supervisors to meet as a Board of Equalization to examine the assessment books for the fiscal year 1942-1943 and equalize the assessment of property in the City and County of San Francisco.

Extension of Time for Completion of the Current Assessment Roll.

The Clerk presented and read the following:

STATE BOARD OF EQUALIZATION

STATE OF CALIFORNIA

SACRAMENTO

June 16, 1942.

Mr. Russell L. Wolden, Assessor,
City and County of San Francisco,
San Francisco, California.

Dear Mr. Wolden:

In accordance with your request of June 9, 1942, for an extension of time within which to complete the current assessment roll for the City and County of San Francisco, the Board has made the following order:

"Monday, June 15, 1942.

"Pursuant to application of Russell L. Wolden, Assessor of the City and County of San Francisco, and good cause appearing, now, upon motion of Mr. Bonelli, seconded by Mr. Harry Riley, and unanimously carried (Mr. Collins and Mr. George Reilly absent), it is hereby ordered that the time for completion and filing of the current assessment book of said City and

County be, and the same is hereby, extended to and including July 27, 1942."

This action has been taken in pursuance of authority of the Board under Section 155 of the Revenue and Taxation Code, and we trust that with this extension you will have ample time in which to complete your current roll.

Very truly yours,

(Signed) DIXWELL L. PIERCE,
Secretary.

cc HAROLD J. BOYD, Controller.

Supervisor Mead, following the reading of the foregoing, moved that the meeting of the Board of Supervisors, sitting as a Board of Equalization, be postponed until Monday, July 13, 1942, at 2 p. m.

No objection and so ordered.

SPECIAL ORDER—2:30 P. M.

Pursuant to motion made by Supervisor Shannon, Mr. J. P. Hall, editor of the California Mining Journal, and Supervisor M. C. Merrell of Tuolumne County have been invited to appear before the Board for the purpose of presenting information regarding the strategic mineral resources of the State of California.

Supervisor Green, at the request of the Chair, presented to the Board and to the citizens present, Supervisor M. C. Merrell of Tuolumne County, Supervisor Walter V. Pittman of Riverside County, and Mr. Joseph P. Hall of Auburn, editor of the California Mining Journal.

Supervisor Merrell, in his address to the Board, presented the highlights of the over-all situation, both state and national. The real crisis this country faces, he held, is in the production of strategic minerals of our own country. That is the real bottleneck in our war effort. Heretofore we have been strictly an importing nation; now we have to supply some twenty-five or twenty-six countries with materials. Mr. Merrell reported on survey carried out in about thirty-two counties of the state by the State Supervisors' Association. As a result of that survey deposits of many strategic minerals have been uncovered, among which are chrome and tin, two of the most important minerals required for the successful prosecution of our war effort. In closing, Supervisor Merrell thanked San Francisco for its cooperation in the survey, and expressed particular appreciation for the interest displayed by Supervisors Green and Shannon.

Mr. J. P. Hall addressed the Board, pointing out the particular importance of tin, and reported on tin deposits in California and Oregon.

Supervisor Pittman from Riverside, addressed the Board at length on tin deposits in his county, and stated that he intended to recommend that the Board of Supervisors make an appropriation for the analysis of tin ore available in Riverside County.

Urging Congressional Investigation Into Circumstances Surrounding Failure to Develop Tin Deposits in Western States.

(Series of 1939)

Thereupon, Supervisor Green presented:

Resolution No. 2756, as follows:

Whereas, Supervisor M. C. Merrell of Tuolumne County, president of the County Supervisors Association of California, and J. P. Hall of Auburn, editor of the California Mining Journal, and Supervisor W. V. Pittman of Riverside County, have appeared before us today; and

Whereas, Messrs. Merrell, Hall and Pittman have given us an account of tin deposits in Western Nevada, Oregon and Southern California; and

Whereas, it would appear, in view of the nation's urgent need of new tin supplies to replace those lost in the war, that development of these deposits would not only assist the war effort but would contribute to the self-sufficiency of the nation in tin and aid in the up-building of a portion of San Francisco's trading area, thus benefiting San Francisco itself; and

Whereas, the attitude of the United States Geological Survey and the United States Bureau of Mines toward development of these deposits, as reported by Messrs. Merrell, Hall and Pittman seems inexplicable in the light of circumstances; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby urge San Francisco's representatives in Congress to request an investigation by Congress into circumstances surrounding failure to develop these tin deposits and in particular into reported failure of government agencies to support development of these deposits.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Thereupon, Supervisor Colman thanked the gentlemen for their visit to San Francisco and for their most instructive messages, and assured them that San Francisco would do everything possible to aid them in their endeavors.

SPECIAL ORDER—3:00 P. M.

Consideration Continued.

The following, from Joint Finance and Public Utilities Committee Without Recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

Authorizing Public Utilities Commission to Enter Into Lease With Market Street Railway Company for Acquisition of Its Transportation Facilities, With an Option to Purchase.

(Series of 1939)

Bill No. 1741, Ordinance No. , as follows:

Authorizing Public Utilities Commission to enter into lease with Market Street Railway Company for acquisition of its transportation facilities, with an option to purchase.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities Commission, adopted May 25, 1942, the said Commission is hereby authorized and directed to enter into a lease with the Market Street Railway Company which lease shall, among other things, provide for the acquiring of the use of all the operating properties of the said company, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, carbarns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have

the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

At the request of the Finance Committee and upon motion by Supervisor MacPhee, Supervisor Roncovieri objecting, consideration was *continued until Monday, July 20, 1942, at 3 p. m.*

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of the Joint Education, Parks and Recreation and Finance Committee, heretofore Passed for Second Reading, were taken up:

Approving Certain Leases Entered Into Between the Board of Park Commissioners of the City and County of San Francisco and the United States Government Leasing Certain Park Properties to the United States for the Use of the United States Army During the Existing Emergency.

(Series of 1939)

Bill No. 1751, Ordinance No., as follows:

Approving certain leases entered into between the Board of Park Commissioners of the City and County of San Francisco and the United States Government leasing certain park properties to the United States for the use of the United States Army during the existing emergency.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Park Commissioners having entered into the hereinafter mentioned leases with the United States Government, leasing to said United States of America, upon the terms and conditions set forth in said leases, certain portions of property under the jurisdiction of the Board of Park Commissioners, the same to be occupied by the soldiers of the United States Army for recreational purposes, the said leases are hereby approved, ratified and confirmed.

The said leases hereinabove referred to are as follows, to-wit:

Lease No. 1

Lease dated February 10, 1942, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America, for the use of Federal troops, the following property, to-wit:

Bath House and related property more specifically described in said lease; the property designated as "Old Tennis Court" and the property designated as "Picnic Grounds", each of said properties being a portion of the H. Fleishhacker Playfield and which are particularly described and identified in said lease.

The terms of said lease being as follows, to-wit: The term thereof to commence on the 10th day of February, 1942, and to end on the 30th day of June, 1942, with the privilege being granted to the United States of America to renew said lease from year to year under the same terms and conditions, provided that said lease shall not be renewed beyond the 30th day of June, 1943. The rental for said premises to be \$236.50 per month, payable monthly, and the city to furnish the services

of one stationary engineer for a period not to exceed six days in any one calendar week.

Lease No. 2

Lease dated March 13, 1942, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America, for the use of Federal troops, the following property, to-wit:

All that certain property situated in Golden Gate Park and described as the Club House north of the Polo Grounds, the road leading from said Club House in an easterly direction, the tunnel directly in front of said Club House running in a southerly direction leading into the Polo Grounds, and stables No. 1 and 2 and the area adjoining thereto. All of which said properties are described and identified in a plan attached to the aforesaid lease, and contain approximately 5700 square feet of floor space and the surrounding land contain approximately 78,300 square feet of property.

The terms of said lease being as follows, to-wit: The term thereof to commence on the 13th day of March, 1942, and to end on the 30th day of June, 1942, with the privilege being granted to the United States of America to renew said lease from year to year under the same terms and conditions, provided that said lease shall not be renewed beyond the 30th day of June, 1943. The rental of said premises to be \$1.00 per year, and the Government of the United States to make all necessary improvements and repairs during the period of occupancy at its own cost and expense with the approval of the Lessor.

Lease No. 3

Lease dated December 20, 1941, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America, for the use of Federal troops, the following property, to-wit:

The building located on the water front at foot of Polk Street known as the Aquatic Park Center, the city reserving unto itself permission to maintain and operate the concession stand located on the first floor of said Aquatic Park Center; the pier, commonly known as the Aquatic Park Pier, located northwest of the aforesaid building.

The terms of said lease being as follows, to-wit: The term thereof to commence on the 20th day of December, 1941, and to end on the 30th day of June, 1942, with the privilege being granted to the United States of America to renew said lease from year to year under the same terms and conditions, provided that said lease shall not be renewed beyond the 30th day of June, 1943. The rental of said premises to be \$236.50 per month, payable monthly, and the city to furnish the services of one stationary engineer for a period not to exceed six days in any one calendar week.

Lease No. 4

Lease dated December 3rd, 1941, between the City and County of San Francisco, acting through its Board of Park Commissioners, and the United States of America, leasing to the said United States of America for the use of its Federal troops, to and until December 20, 1942, the following described property, to-wit: Building located on the water front at the foot of Polk Street, known as the Aquatic Park Center, and also the pier commonly known as the Aquatic Park Pier, located northwest of the aforesaid building, for the total rental of \$759.04, which

shall include the services of one engineer and the cost of utilities furnished to said building.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Ratifying a Modification of a Lease Between the Board of Park Commissioners and Harold S. Peterson, Leasing to Said Harold S. Peterson a Certain Wharf and a Boat Mooring and Fishing Concession off of Beach Street Between Laguna and Buchanan Streets and Adjacent to the United States Transport Dock which Said Wharf and Buildings Pertinent Thereto are Commonly Known and Designated as Peterson's Water Taxis.

(Series of 1939)

Bill No. 1752, Ordinance No. 1677, as follows:

Ratifying a modification of a lease between the Board of Park Commissioners and Harold S. Peterson, leasing to said Harold S. Peterson a certain wharf and a boat mooring and fishing concession off of Beach Street between Laguna and Buchanan Streets and adjacent to the United States Transport Dock which said wharf and buildings pertinent thereto are commonly known and designated as Peterson's Water Taxis.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Park Commissioners has referred to the Board of Supervisors a modification of a lease dated June 4, 1942, which lease bears the date July 1, 1940 and which was ratified by the Board of Supervisors on October 7, 1940, between said Board of Park Commissioners and Harold S. Peterson, leasing to said Harold S. Peterson, a certain wharf, boat mooring and fishing concession off of Beach Street between Laguna and Buchanan Streets and adjacent to the United States Transport Dock, the terms of said lease are modified as follows, to-wit:

That the Lessee may occupy the said premises on a month to month basis for a boat mooring and fishing concession at the rental of Twenty-five (\$25.00) Dollars per month payable in advance by the Lessee to the Lessor on the first day of each and every month commencing on May 1, 1942; that the said Lessee will not use said leased premises for any purpose other than the purposes for which he has heretofore used the same; that the privilege granted by said lease may be revoked at the will of the Lessor upon thirty (30) days notice in writing to the Lessee; and that the Lessee will save the Lessor harmless of all claims for damages by reason of any injuries sustained by any person while on said premises during the occupancy of the same by said Lessee; that said lease shall not in any event be assigned or be assignable by operation of law or otherwise.

Section 2. In conformity with the request of said Board of Park Commissioners for the approval of said modification to said lease, the same is hereby approved and ratified upon the terms and conditions herein set forth.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Final Passage.

The following recommendations of the Finance Committee, heretofore Passed for Second Reading, were taken up:

Appropriating \$60,000, Department of Public Works, for Removal of Street Car Tracks from Guerrero Street, Monterey Boulevard, San Jose Avenue, First, Army and Divisadero Streets.

(Series of 1939)

Bill No. 1754, Ordinance No. 1678, as follows:

Authorizing a Supplemental Appropriation Ordinance in the amount of \$60,000.00 from the surpluses existing in the following appropriations: \$20,011.27 from Appropriation 177.900.00 (Unallocated Special Gas Tax Street Improvement Fund) and \$39,988.73 from the unbudgeted Special Gas Tax Street Improvement Fund of 1941-42, to the credit of Appropriation 177.976.00 (Track Removals, Major Streets) necessary for the removal of street car tracks from Guerrero Street, Monterey Blvd., San Jose Avenue, First St., Army St., and Divisadero St., by W.P.A. forces.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$60,000.00 is hereby appropriated and set aside from the surpluses existing in the following appropriations: \$20,011.27 from Appropriation 177.900.00 (Unallocated Special Gas Tax Street Improvement Fund) and \$39,988.73 from the unbudgeted Special Gas Tax Street Improvement Fund of 1941-42, to the credit of Appropriation 177.976.00 (Track Removals, Major Streets) necessary for the removal of street car tracks from Guerrero Street, Monterey Blvd., San Jose Av., First St., Army St., and Divisadero St., by W. P. A. forces.

Section 2. The Chief Administrative Officer be and is hereby authorized and requested to execute the necessary project statement and memoranda of agreement covering this work for and on behalf of the City and County of San Francisco, and transmit them to the District Engineer, State Department of Public Works.

Recommended by Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Appropriating \$1200, Civilian Defense Council, for Position of One Assistant Director of Civilian Defense at \$400, in Place of One Press and Radio Coordinator at \$300.

(Series of 1939)

Bill No. 1755, Ordinance No. 1679, as follows:

Appropriating \$1200 out of Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, and appropriating \$3600. out of Appropriation 202.110.79-2, Permanent Salaries, Public Information and Instruction, Civilian Defense to the credit of Appropriation No. 202.110.79-1; creating the position of one Assistant Director of Civilian Defense at \$400. per month and providing funds for the compensation thereof for the period July 1, 1942 to June 30, 1943 and abolishing the position of one Press and Radio Coordinator at \$300. per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated the sum of \$1200. out of

Appropriation No. 202.000.79 Unappropriated Reserve for Civilian Defense and the sum of \$3,600. out of Appropriation No. 202.110.79-2, Permanent Salaries, Public Information and Instruction, to the credit of Appropriation No. 202.110.79-2, Permanent Salaries, Director's Office, to provide funds for the compensation of one Assistant Director of Civilian Defense at \$400. per month for the period July 1, 1942 to June 30, 1943.

Section 2. The position of one Assistant Director of Civilian Defense in the office of the Director of Civilian Defense, at \$400. per month is hereby created, effective July 1, 1942.

Section 3. The position of one Press and Radio Coordinator, in the office of Public Information and Instruction, at \$300. is hereby abolished.

Approved as to form by the City Attorney.

Recommended and approved by the Mayor.

Funds provided in 1942-43 Budget and Appropriation Ordinance, and are available as of July, 1942. Approved by Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Salary Ordinance, Civilian Defense Council, by Substituting One Assistant Director of Civilian Defense at \$400 for One Press and Radio Coordinator at \$300.

(Series of 1939)

Bill No. 1756, Ordinance No. 1780, as follows:

An amendment to Bill No. 1734, Ordinance No., Section 4a San Francisco Civilian Defense Council, by adding Item 2.1 1 B90.2 Assistant Director of Civilian Defense at \$400, and by deleting Item 10, 1 Press and Radio Coordinator at \$300, effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No., Section 4a is hereby amended to read as follows:

Section 4a. SAN FRANCISCO CIVILIAN DEFENSE COUNCIL.

The following positions are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B52	Assistant Supervisor, Public Information and Instruction Service.....	\$ 300
2	1	B90.1	Director of Civilian Defense.....	600
2.1	1	B90.2	Assistant Director of Civilian Defense.....	400
3	1	B210	Office Assistant	106
4	1	B310a	Tabulating Alphabetic Key Punch Operator	155
5	12	B408	General Clerk-Stenographer	155
6	1	B419.2	Secretary, Advisory Board	250
7	1	B454	Telephone Operator	150
8	11	B512	General Clerk-Typist	155
9	1	G300	Supervisor, Volunteer Registration	225

Section 2. This ordinance shall become effective July 1, 1942.

Approved as to Classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Authorizing a Supplemental Appropriation of \$5,000.00 for the
Purchase of Certain Land Required for the Log Cabin
Ranch School.**

(Series of 1939)

Bill No. 1761, Ordinance No. 1782, as follows:

Authorizing a supplemental appropriation of \$5,000.00 for the purchase of certain land required for the Log Cabin Ranch School.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$5,000.00 out of the surplus existing in the Sheriff's Reserve for Land Purchases to the credit of Juvenile Court Appropriation No. 124,600.01 toward the cost of purchasing certain land in San Mateo County for the Log Cabin Ranch School and for payment of incidental expenses.

Section 2. The above sum of \$5,000.00, together with the sum of \$21,000.00 referred to in Bill No. 1745, Series of 1939, comprises the full amount needed for said purposes.

Approved by the Sheriff.

Approved by the Chief Juvenile Probation Officer.

Recommended by the Director of Property.

Recommended by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Final Passage.

The following recommendations of Police Committee, heretofore Passed for Second Reading, were taken up:

**Prohibiting Intoxicated Persons from Being in or About Motor
Vehicles**

(Series of 1939)

Bill No. 1758, Ordinance No. 1681, as follows:

An ordinance amending Chapter XI, of Part II, of Article III, of the San Francisco Municipal Code, "Traffic Code," by adding thereto a new section to be known as Section 67, making it unlawful for any person who is under the influence of intoxicating liquor or narcotic drugs to be in or about a motor vehicle in any public place unless the same is under the immediate control of a person not under the influence of intoxicating liquor or narcotic drugs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Chapter XI, Part II, of Article III, of the San Francisco Municipal Code, "Traffic Code," is hereby amended by adding thereto a new section to be known as Section 67, to read as follows:

SEC. 67. **Intoxicated Persons in or About Motor Vehicles.** It shall be unlawful for any person who is under the influence of intoxicating liquor or narcotic drugs to be in or about any automobile, motorcycle or other motor vehicle to which he has right of access or control while such automobile, motorcycle, or other motor vehicle is in or upon any street or any other public place in the City and County of San Francisco, unless the same is under the immediate control or operation

of a person not under the influence of intoxicating liquor or narcotic drugs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Section 2 of Ordinance No. 1461, "Air Raid Ordinance," by Adding Thereto Subdivision (i) Defining the Powers of Auxiliary Police Officer.

(Series of 1939)

Bill No. 1759, Ordinance No. _____, as follows:

Amending Section 2 of Ordinance No. 1461, entitled "Providing for an 'Air Raid Ordinance': the construction thereof: defining terms used therein: providing for authorized warning signals: providing for rules and regulations for the conduct of persons during air raid periods and emergency: providing for the appointment of persons to enforce the provisions of this ordinance: prohibiting the display of lights during a 'blackout': prohibiting certain specified lighting during emergency: making unauthorized lights a nuisance and providing for their abatement: regulating vehicles during 'air raid periods': forbidding unauthorized interference with public during 'air raid periods': providing for publication: providing penalty for violation: declaring that an emergency exists which requires that this ordinance become effective at once: providing for severability of various parts of this ordinance," by adding thereto subdivision (i) defining the powers of auxiliary police officer.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 1461, the title of which is recited above, is hereby amended to read as follows:

SEC. 2. Definitions.

(a) The term "Air Raid Period," when used in this ordinance, shall mean that interval of time between the sounding of a public "Air Raid Warning" signal and the sounding of a public "All Clear" signal;

(b) The term "Blackout," when used in this ordinance, shall mean that interval of night time occurring within an air raid period.

(c) The term "Air Raid Warning," when used in this ordinance, shall mean a public signal indicating the danger of immediate air attack, as described and proclaimed by the Chief of Police and approved by the Mayor;

(d) The term "All Clear," when used in this ordinance, shall mean the public signal indicating that immediate danger of an air attack has passed, as described and proclaimed by the Chief of Police and approved by the Mayor;

(e) The word "person," when used in this ordinance, shall include every individual, person, copartnership, corporation, company or association;

(f) Except as used in Section 12 hereof, the term "Emergency" when used in this ordinance, shall mean that period of time between any proclamations by the Mayor (a) that an emergency exists, and (b) that such emergency has ceased to exist;

(g) The terms "Chief of Police" and "Mayor," when used in this ordinance, shall mean the Chief of Police and the Mayor of the City and County of San Francisco;

(h) The term "Air Raid Warden," when used in this ordinance, shall mean any person officially appointed and designated as such by the Chief of Police, subject to the approval of the Mayor, and while wearing the official Air Raid Warden insignia or uniform designated by the Chief of Police.

(i) For the purpose of enforcing the provisions of this ordinance and performing such other duties as the Chief of Police may designate, every duly authorized auxiliary police officer shall be deemed to be a peace officer.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Ordinance No. 1461 "Air Raid Ordinance," by Adding Thereto Section 7.5 Providing for Issuance of Citations by Peace Officer, Fireman or Air Raid Warden for Violations of Said Ordinance.

(Series of 1939)

Bill No. 1760, Ordinance No., as follows:

Amending Ordinance No. 1461, entitled "Providing for an 'air raid ordinance;' the construction thereof: defining terms used therein: providing for authorized warning signals: providing for rules and regulations for the conduct of persons during air raid periods and emergency: providing for the appointment of persons to enforce the provisions of this ordinance: prohibiting the display of lights during a 'blackout': prohibiting certain specified lighting during emergency: making unauthorized lights a nuisance and providing for their abatement: regulating vehicles during 'air raid periods': forbidding unauthorized interference with public during 'air raid periods': providing for publication: providing penalty for violation: declaring that an emergency exists which requires that this ordinance become effective at once: providing for severability of various parts of this ordinance," by adding thereto Section 7.5 providing for the issuance of citations by peace officer, fireman or air raid warden for violations of said ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1461, the title of which is recited above, is hereby amended by adding thereto Section 7.5 to read as follows:

SEC. 7.5. Issuance of Citations—Presumption of Violation.

(a) In any case in which it is lawful for a peace officer, fireman or air raid warden to arrest without a warrant a person for a violation of this ordinance, he may, but need not, prepare in duplicate upon such form as the Chief of Police shall prescribe a written citation directing said person to appear in court and containing the name and address of such person, the offense charged, and the time and place of court appearance. The time specified in said citation to appear shall be within five (5) days after the date of issuance and the place shall be before a Municipal Court Judge of the City and County of San Francisco.

(b) Said peace officer, fireman, or air raid warden shall deliver one (1) copy of said citation to the accused and said person, in order to secure his release, must give his written promise to appear in court at the stipulated time and place by signing the duplicate citation which shall be retained by the peace officer, fireman, or air raid warden. Thereupon, the accused person shall forthwith be released.

(c) A complaint charging violation of this ordinance shall be filed as soon as practicable before the magistrate.

(d) No warrant shall issue on said charge for the arrest of a person who has given such written promise to appear unless and until he has violated such promise to appear at the time and place specified in said citation, or if there is reasonable cause to believe that he will not so appear.

(e) Any person willfully violating his written promise to appear

in court is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally cited.

(f) Whenever any light is displayed contrary to the provisions of this ordinance, a disputable presumption shall arise that the said light is so displayed by the lessee, agent, manager, superintendent, proprietor or other person in charge of or exercising control over the premises, place or instrumentality wherein or whereon the light is so displayed.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

NEW BUSINESS.

Adopted.

The following recommendations of the Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendation, Public Welfare Department, for June, 1942.

(Series of 1939)

Resolution No. 2746, as follows:

Resolved, That the supplemental recommendation of the Public Welfare Department containing additional name and amount as Old Age Security Aid for the month of June, 1942, is hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Approval of Supplemental Recommendations, Public Welfare Department, for July, 1942.

(Series of 1939)

Resolution No. 2747, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing the additional names and amounts to be paid as Old Age Security Aid and Aid to Needy Children, including increases and denials, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2748, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

FROM APPROPRIATION NO. 905—DUPLICATE TAX FUND

1. Fred H. Thorinson, Lots 1 and 2, Block 5399, second installment, fiscal year 1941-42.....\$ 12.53

2. Mrs. L. Erlendson, Block 2748, first installment
fiscal year 1941-42..... 4.40

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer,
O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2749, as follows:

Resolved, That the following amounts be and they are hereby
authorized to be paid to the following, being refunds of erroneous
payments of taxes as follows:

FROM APPROPRIATION NO. 905—DUPLICATE TAX FUND

1. Carmella Attard, Lot 17/19, Block 5321, first and
second installments fiscal year 1941-42.....\$ 90.12
2. Albina Bertolino, Lot 15, Block 7052, second install-
ment fiscal year 1941-42..... 4.40
3. Mrs. Paul Blakkan, Lot 4, Block 4096/4135, first in-
stallment fiscal year 1941-42..... 5.94
4. City Title Insurance Co., Lot 38, Block 2325, second
installment fiscal year 1941-42..... 12.73
5. A. B. Frank, Lot 53, Block 7107, second installment
fiscal year 1941-42..... 7.69
6. Benedetto Guisto, Lot 6B, Block 7029, second in-
stallment fiscal year 1941-42..... 42.20
7. The Hibernia Savings & Loan Society, Lot 18, Block
2954A, second installment fiscal year 1941-42..... 45.72
8. Joseph Minoli, Lot 6, Block 4652, first and second
installment fiscal year 1941-42..... 2.20
9. O. M. Oyen, Lot 12, Block 1572, first and second in-
stallment fiscal year 1941-42..... 38.24
10. Molly Schneider, Lot 53, Block 3569, second install-
ment fiscal year 1941-42..... 37.81
11. Marshall T. Struthers, Lot 1, Block 5381, second in-
stallment fiscal year 1941-42..... 34.95

FROM APPROPRIATION NO. 60.969.00— TAXES REFUNDED FUND

1. E. E. Herrscher, duplicate payment of 1942 personal
property taxes..... 17.58
2. Walter T. Layton, duplicate payment of 1942 per-
sonal property taxes..... 13.41

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer,
O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Confirming Lease to E. E. Phillips of Water Department Land at Millbrae.

(Series of 1939)

Resolution No. 2750, as follows:

Whereas, Pursuant to Ordinance No. 1645, Series of 1939, the Direc-
tor of Property advertised in the official newspaper that bids would

be received by him on June 17, 1942, for leasing the following described City owned real property situated in the County of San Mateo, State of California:

Commencing at a point distant 15 feet at a right angle northwesterly from the southeasterly boundary line of San Mateo County Parcel No. 30 as said parcel is described in deed from Spring Valley Water Company to City and County of San Francisco, a municipal corporation, dated March 3, 1930, and recorded March 3, 1930, in Volume 491, page 1, Official Records of San Mateo County, and also distant 40 feet at a right angle southwesterly from the southwesterly line of El Camino Real; thence northwesterly, parallel to said El Camino Real, 160 feet; thence southwesterly and parallel to said southeasterly boundary line 290 feet; thence southeasterly and parallel to El Camino Real 175 feet to said southeasterly boundary line of Parcel No. 30; thence northeasterly along last named line 60 feet; thence northwesterly and parallel to El Camino Real 15 feet; thence northeasterly in a straight line 260 feet, more or less, to the point of commencement.

Being a portion of said Parcel No. 30 and containing 1.08 acres, more or less.

Whereas, in response to said advertisement, E. E. Phillips offered to lease said land for a period of three years, beginning July 1, 1942, at a rental of \$50 per month, no higher bids having been made or received; and

Whereas, The Public Utilities Commission has recommended said lease. Now, therefore, be it

Resolved, That said offer be and is hereby accepted. Be it

Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary lease to E. E. Phillips, subject to the terms and conditions set forth in the proposed lease on file in the office of the Director of Property.

Recommended by the Director of Property; Manager of Utilities.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Salute to the Flag.

(Series of 1939)

Resolution No. 2751. as follows:

Resolved, That immediately following roll call at each meeting of this Board of Supervisors, the flag of our country be saluted in the following manner:

The Sergeant of Arms or such other person designated by the presiding officer, accompanied by a color guard of two uniformed policemen shall bear the colors, displayed in proper form upon a staff, to a position at the right of the presiding officer while the presiding officer directs the Supervisors and all others present in the "Salute to the Flag."

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Following the adoption of the foregoing resolution, Supervisor MacPhee moved that a vote of thanks be given to Supervisor Mead for his fine suggestion, as incorporated in the resolution presented by him, and that a vote of thanks be given also to members of the American Legion for their part in the ceremonies.

No objection, and so ordered.

Final Passage.

The following recommendations of the Finance Committee were taken up:

Mrs. Kathleen Dolen, representing the Civil Service Commission, explained the following amendments to the Annual Salary Ordinance. The proposed amendments are to correct clerical errors and to provide for reclassification of employments.

Amending Salary Ordinance, Department of Public Health, Affecting Numbers of Employments of Orderlies and Porters; An Emergency Ordinance.

(Series of 1939)

Bill No. 1776, Ordinance No., as follows:

An amendment to Bill No. 1734, Section 56, Department of Public Health, Laguna Honda Home by increasing the number of employments under item 15 from 45 to 46 I 116 Orderly at \$127; decreasing the number of positions under item 16 from 7 to 6 I 116 Orderly at \$123; by increasing the number of employments under item 26.1 from 19 to 22 I 204 Porter at \$123; by increasing the number of employments under item 26.2 from 2 to 3 I 204 Porter at \$117; by decreasing the number of employments under item 26.3 from 6 to 2 I 204 Porter at \$110. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 56, is hereby amended to read as follows:

Section 56. DEPARTMENT OF PUBLIC HEALTH— LAGUNA HONDA HOME

Item	No. of	Class		Maximum
No.	Employees	No.	Class-Title	Monthly Rate
1	1	B222	General Clerk	\$ 162
1.1	1	B222	General Clerk	168
2	1	B408	General Clerk-Stenographer	190
3	1	B454	Telephone Operator	157
3.1	12	I 2	Kitchen Helper	118
4	1	I 8	Head Baker	222
4.1	3	I 10	Cook's Assistant	137
5	4	I 12	Cook	183
6	1	I 12	Cook (part time)	75
8	1	I 16	Chef	261
9	1	I 22	Butcher	225
10	1	I 24	Senior Butcher	240
11		I 26	Hog Killer, \$9 per day (as needed)	
12	3	I 54	Waitress	131
13	1	I 58	Dining Room Steward	183
14			Inmate Help, not over	50
15	46	I 116	Orderly	127
16	6	I 116	Orderly	123
17	5	I 116	Orderly	117
18	32	I 116	Orderly	110
18.1	1	I 120	Senior Orderly	147
19	6	I 120	Senior Orderly	145
20	3	I 120	Senior Orderly	135

21	1	I 112.1	Steward	235
22	1	I 112.2	Stewardess	235
23	2	I 154	Laundress	106
24	1	I 164	Marker and Distributor	130
24.1	1	I 166	Wringerman	136
25	1	I 170	Washer	135
26	1	I 174	Superintendent of Laundry	195
26.1	22	I 204	Porter	123
26.2	3	I 204	Porter	117
26.3	2	I 204	Porter	110
27	1	I 254	Seamstress	132
28	1	I 256	Head Seamstress	150
29	1	I 302	Instructor, Basketry	140
30	1	I 304	Instructor, Weaving	140
31	1	L8	Assistant to Superintendent	275
32	1	L10	Superintendent (9 months only)	733.33
33	1	L54	Assistant Bacteriologist	157
34	1	L202	Dietitian	167
35	1	L306	Senior Pharmacist	258
36	6		Interne	45
36.1	2	L360	Physician	110
37	1	L360	Physician	185
39	1	L360	Physician	235
40	1	L452	X-ray Technician	160
41	1	O1	Chauffeur, \$9.15 per day	
42	1	O52	Farmer	148
43	1	O54	Foreman, Building and Grounds	220
44	1	O58	Gardener	150
45	1	O60	Head Gardener	185
46	3	O168	Engineer of Stationary Steam Engines.....	258
47	17	P102	Registered Nurse	154.50
48	1	P102	Registered Nurse	150.50
49	2	P102	Registered Nurse	150
50	4	P102	Registered Nurse	142
51	11	P102	Registered Nurse	135
52	2	P104	Head Nurse	164.50
53	2	P104	Head Nurse	145
54	1	P118	Superintendent of Nurses	235
55	1	P208	Operating Room Nurse	168

INTERDEPARTMENTAL

56	3	I 204	Porter	\$ 123
57	1	I 204	Porter	117

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health, Laguna Honda home, by correcting clerical errors in the salary ordinance.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Salary Ordinance, Department of Public Health, Changing Compensations of Two Telephone Operators; An Emergency Ordinance.

(Series of 1939)

Bill No. 1777, Ordinance No., as follows:

An amendment to Bill No. 1734, Section 58, Department of Public

Health, San Francisco Hospital, by decreasing the number of employments under item 11 from 5 to 3 B454 Telephone Operator at \$157 per month, and by adding item 11.1 2 B454 Telephone Operator at \$167 per month. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 58, is hereby amended to read as follows:

Section 58. **DEPARTMENT OF PUBLIC HEALTH—
SAN FRANCISCO HOSPITAL**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	B210	Office Assistant	\$ 106
1.1	1	B222	General Clerk	175
2	1	B222	General Clerk	172
3	2	B222	General Clerk	168
3.1	5	B222	General Clerk	162
3.2	1	B222	General Clerk	155
3.3	6	B222	General Clerk (part time)	79.50
4	1	B234	Head Clerk	285
5	1	B239	Statistician	188
6	1	B239	Statistician	175
6.1	1	B331	Photographer, Department of Public Health (part time)	79.50
7	1	B408	General Clerk-Stenographer	155
8	8	B408	General Clerk-Stenographer	168
9	4	B408	General Clerk-Stenographer (part time)	79.50
10	1	B412	Senior Clerk-Stenographer	200
11	3	B454	Telephone Operator	157
11.1	2	B454	Telephone Operator	167
12	4	B512	General Clerk-Typist (part time)	79.50
12.1	1	B512	General Clerk-Typist	155
12.2	2	B512	General Clerk-Typist	162
13	1	B512	General Clerk-Typist	175
15	2	C152	Watchman	152
15.1	3	C152	Watchman	145
16	2	E108	Electrician, \$13.60 per day	
16.1	76	I 2	Kitchen Helper	118
17	1	I 6	Pastry Cook	222
17.2	9	I 10	Cook's Assistant	137
18	7	I 12	Cook	183
18.1	1	I 14	Junior Chef	203
19	1	I 16	Chef	261
20	8	I 54	Waitress	131
21	4	I 56	Waiter	131
21.1			Inmate Help (not over \$50)	
22	92	I 116	Orderly	127
22.1	13	I 116	Orderly	123
22.2	16	I 116	Orderly	117
22.3	29	I 116	Orderly	110
23	1	I 120	Senior Orderly	145
23.1	1	I 120	Senior Orderly	135
24	2	I 122	House Mother	142
26	13	I 152	Flatwork Ironer	106
27	11	I 154	Laundress	106
27.1	1	I 167	Tumblerman	106
28	1	I 156	Starcher	130
29	1	I 158	Sorter	130
30	1	I 164	Marker and Distributor	130
31	1	I 166	Wringerman	136.33
32	2	I 170	Washer	135
33	1	I 172	Head Washer	155

34	1	I 178	Superintendent of Laundry	234.50
34.1	89	I 204	Porter	123
34.2	2	I 204	Porter	117
34.3	25	I 204	Porter	110
35	1	I 206	Porter Sub-Foreman	140
36	1	I 208	Porter Foreman	155
37	1	I 210	Head Porter	192
37.1	1	I 254	Seamstress	135
38	4	I 254	Seamstress	132
38.1	1	I 254	Seamstress	128
39	1	I 256	Head Seamstress	153

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health, San Francisco Hospital, by correcting clerical errors in the salary ordinance.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Amending Salary Ordinance, Recorder; An Emergency Ordinance. (Series of 1939)

Bill No. 1778, Ordinance No., as follows:

An amendment to Bill 1734, Section 33, Department of Finance and Records—Recorder, by deleting the asterisk and explanation under items 3 and 6.1; by establishing the correct classifications under item 3 1 B124 Cashier, Recorder's Office at \$250 per month, and adding item 3.0 1 B183 Supervisor of Documents at \$220 per month; and by deleting item 6.1. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 33, is hereby amended to read as follows:

Section 33. DEPARTMENT OF FINANCE AND RECORDS— RECORDER

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B80	Chief Clerk	\$ 325
2	1	B81	Recorder	500
3	1	B124	Cashier, Recorder's Office	250
3.0	1	B183	Supervisor of Documents	220
3.1	2	B222	General Clerk	175
4	2	B222	General Clerk	199
5	3	B222	General Clerk	200
6	1	B222	General Clerk, 1 mo. \$215, 11 mos. \$155.....	
7	2	B228	Senior Clerk	215
8	1	B408	General Clerk-Stenographer	200
9	10	B512	General Clerk-Typist	200
9.1	1	B512	General Clerk-Typist	175
11	5	B512	General Clerk-Typist	170
12	2	B512	General Clerk-Typist	163
13	4	B512	General Clerk-Typist	170.50
14	1	B512	General Clerk-Typist	155

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare

by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Finance and Records—Recorder, by establishing the correct classifications for these positions.

Approved as to classification by the Civil Service Commission.

Approved as to form by City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Amending Salary Ordinance, War Memorial, by Correcting Compensations of Electrician and Elevator Mechanic; An Emergency Ordinance.

(Series of 1939)

Bill No. 1779, Ordinance No., as follows:

An amendment to Bill No. 1734, Section 18, War Memorial, by correcting compensations under item 11 1 E108 Electrician from \$340 to \$346 per month, and item 13 1 E130 Elevator Mechanic from \$338 to \$344 per month. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 18, is hereby amended to read as follows:

Section 18. WAR MEMORIAL

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B59	Secy., Board of Trustees, War Memorial....	\$ 290
2	1	B96	Managing Director, War Memorial.....	425
3	1	B408	General Clerk-Stenographer	175
4	1	C52	Elevator Operator	155
4.1	1	C52	Elevator Operator	152
5	1	C108	Foreman Janitor	185
6	3	C104	Janitor	145
7	13	C104	Janitor	155
9	5	C152	Watchman	155
10	1	C202	Window Cleaner	170
11	1	E108	Electrician	346
12	1	E109	Stage Electrician, \$90 per week	
13	1	E130	Elevator Mechanic	344
14	2	O168	Engineer of Stationary Steam Engines....	258
14.1	1	O172	Chief Eng. of Stationary Steam Engines...	308
15	1	A165	Stage Carpenter, \$90 per week.....	
16	1	C252	Opera House Attendant (part time).....	79.50

ART MUSEUM

17	2	C52	Elevator Operator	155
18	2	C104	Janitor	145

AS NEEDED

19	1	A170	Stage Property Man, \$15 day	
20	1	A354	Painter, \$12 day	
21			Seasonal, clerical and other temporary services (as needed), at rates not in excess of salary standardization schedules.	

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emer-

gency exists in order to provide for the uninterrupted operation of the War Memorial, by correcting clerical errors in the salary ordinance.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Amending Salary Ordinance, Sheriff, by Correcting Compensations of Cook and Junior Chef; An Emergency Ordinance.

(Series of 1939)

Bill No. 1780, Ordinance No., as follows:

An amendment to Bill 1734, Section 9, Sheriff, by correcting the compensations under items 32 and 33, 1 I12 Cook from \$182 to \$183, and 1 I14 Junior Chef from \$201.50 to \$203.00 per month. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 9, is hereby amended to read as follows:

Section 9. SHERIFF

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Sheriff	\$ 666.66
2	1	B4	Bookkeeper	175
3	1	B84	Under Sheriff	325
4	1	B98	Confidential Secretary to Sheriff	250
5	1	B167	Chief Clerk, Sheriff's Office	250
6	*1	B183	Cashier, Sheriff's Office	200
7	1	B222	General Clerk	250
8	3	B222	General Clerk	175
9	1	B222	General Clerk	165
9.1	1	B362	Produce Buyer and Storekeeper.....	225
10	1	B408	General Clerk-Stenographer	185
11	1	B512	General Clerk-Typist	175
11.1	1	B512	General Clerk-Typist	165
12	1	C52	Elevator Operator	155
12.1	1	C52	Elevator Operator	145
13	4	C154	Keeper	160
13.1	1	C154	Keeper	155
14	2	C154	Keeper	145
15	1	C156	Head Keeper	225
16	29	D2	Bailiff	200
17	4	D3	Woman Bailiff	193
18	1	D5	Detention Hospital Bailiff	243
19	3	D52	Jail Matron	197
20	7	D52	Jail Matron	190
21	2	D54	Head Jail Matron	210
22	4	D60	Jailer	197
23	5	D60	Jailer	190
24	9	D60	Jailer	185.50
25	3	D60	Jailer	180
26	1	D60	Jailer	178
27	1	D60	Jailer	175
27.1	2	D60	Jailer	170
28	4	D64	Captain of Watch	210
28.1	1	D64	Captain of Watch	200
29	1	D64	Captain of Watch	190

30	2	D66	Superintendent of Jail	275
31	10	D102	Writ Server	220
32	1	I 12	Cook	183
33	1	I 14	Junior Chef	203
34	1	K6	Senior Attorney, Civil (part time).....	200
35	1	L360	Physician	335
36	1	O1	Chauffeur	200
37	1	O52	Farmer	200
38	1	O52	Farmer	155
38.1	1	O52	Farmer	135
39	3	O168	Engineer of Stationary Steam Engines....	258
40			Seasonal, Clerical and other temporary services as needed, at rates not in ex- cess of salary standardization schedules.	

* When this position is filled one position in the lower ranks will be eliminated.

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Sheriff's Office, by correcting clerical errors in the salary ordinance.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Amending Salary Ordinance, Public Welfare Department, Changing Compensation of One Social Service Worker; An Emergency Ordinance.

(Series of 1939)

Bill No. 1781, Ordinance No., as follows:

An amendment to Bill 1734, Section 66, Public Welfare Department, by decreasing the number of positions under item 37.3 from 12 to 11 T157 Social Service Worker at \$150; and adding item 37.2.1 one T157 Social Service Worker at \$160 per month. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 66, is hereby amended to read as follows:

Section 66. PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper	\$ 185
2	1	B25	Business Manager	280
3	2	B210	Office Assistant	106
4	5	B222	General Clerk	170.50
4.1	1	B222	General Clerk	165
5	1	B222	General Clerk	155
6	1	B222	General Clerk	164
7	1	B228	Senior Clerk	200
8	1	B239	Statistician	195.50
9	38	B408	General Clerk-Stenographer	170.50
10	7	B408	General Clerk-Stenographer	170
11	1	B408	General Clerk-Stenographer	172
12	1	B408	General Clerk-Stenographer	175

13	1	B408	General Clerk-Stenographer	185
14	2	B412	Senior Clerk-Stenographer	193
15	1	B419.1	Secretary, Public Welfare Commission	218
16	2	B454	Telephone Operator	157
17	1	B510	Braille Typist	150
18	1	B512	General Clerk-Typist	154
19	17	B512	General Clerk-Typist	170.50
20	5	B512	General Clerk-Typist	165
21	3	B512	General Clerk-Typist	162
21.1	7	B512	General Clerk-Typist	155
22	4	B512	General Clerk-Typist	164
23	1	B516	Senior Clerk-Typist	193
24	1	C52	Elevator Operator	152
25	4	C104	Janitor	152
25.1	2	C104	Janitor	145
26	1	L208	Nutritionist	157
27	3	L360	Physician, part time	150
28	1	L360	Physician, part time	250
29	1	L409	Psychiatrist, Public Welfare Department, part time	75
30	1	T153	Chinese Social Service Worker.....	168
31	4	T157	Social Service Worker	193
32	1	T157	Social Service Worker	192
33	4	T157	Social Service Worker	187.50
34	25	T157	Social Service Worker	187
35	6	T157	Social Service Worker	178
36	16	T157	Social Service Worker	177.50
37	1	T157	Social Service Worker	170
37.1	17	T157	Social Service Worker	169.50
37.2	12	T157	Social Service Worker	162.50
37.2.1	1	T157	Social Service Worker	160
37.3	11	T157	Social Service Worker	155
37.4	15	T157	Social Service Worker	150
38	3	T160.1	Senior Social Service Worker	237
39	2	T160.1	Senior Social Service Worker	232
40	2	T160.1	Senior Social Service Worker	228
40.1	6	T160.1	Senior Social Service Worker	222
40.2	1	T160.1	Senior Social Service Worker	215
41	1	T163	Director of Public Welfare	600
42	1	T165	Social Service Director	310

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Public Welfare Department, by correcting clerical errors in the salary ordinance.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Amending Salary Ordinance, Department of Public Health, as It Affects Certain Positions; An Emergency Ordinance.

(Series of 1939)

Bill No. 1782, Ordinance No., as follows:

An amendment to Bill 1734, Section 59, Department of Public Health, San Francisco Hospital, by decreasing the number of employments under item 57.3 from 2 to 1 L360 Physician, part time, at \$150; by

deleting the asterisk and explanation; by adding in lieu thereof item 55.1 1 L359 Supervising Physician, Blood Bank, part time at \$150. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 59, is hereby amended to read as follows:

**Section 59. DEPARTMENT OF PUBLIC HEALTH—
SAN FRANCISCO HOSPITAL (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
41	1	L2	Assistant Superintendent	\$ 295
42	1	L6	Superintendent	733.33
43	1	L70	Physio-Therapist (part time)	100
44	2	L72	Electro-Cardiograph Technic'n (part time)	75
44.1	1	L66	Clinical Technician, Blood Bank	175
44.2	3	L67	Assistant Clinical Technician, Blood Bank	150
45	2	L156	Dentist (part time)	72.50
46	4	L202	Dietitian	167
47	1	L206	Chief Dietitian	213
49	2	L304	Pharmacist	217.50
50	2	L304	Pharmacist	197
51	1	L306	Senior Pharmacist	232
52	42		Interne	45
53	22		House Officer	60
53.1	2	L356	Senior House Officer	85
54	7	L356	Senior House Officer	72.50
55	5	L357	Resident Physician	135
55.1		L359	Supervising Physician Blood Bank (part time)	150
56	2	L360	Physician (part time)	75
57	1	L360	Physician	175
57.1	1	L360	Physician (part time)	300
57.2	1	L360	Physician (part time)	190
57.3	1	L360	Physician (part time)	150
58	2	L452	X-Ray Technician	158
58.1	1	L452	X-Ray Technician	150.50
59	4	L452	X-Ray Technician	150
59.1	1	L452	X-Ray Technician	135
59.2		**L452	X-Ray Technician	142
60	1	L456	Senior X-Ray Technician	222
61			Recreational Therapy Instructor (part time), \$10 per quarter	
62	1	L458	Roentgenologist	400
63	1	M255	Bracemaker	256
63.1	2	O1	Chauffeur, \$8 per day	
63.2	1	O58	Gardener	148
64	1	O60	Head Gardener	169.50
65	4	O166	Fireman of Stationary Steam Engines.....	210
66	4	O168	Engineer of Stationary Steam Engines.....	258
67	1	O172	Chief Engineer of Stationary Steam Engines	325

**Occupant on military leave, no funds provided for the position.

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of

the Department of Public Health, San Francisco Hospital, by establishing the correct classification for this position.

Approved as to form by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Amending Salary Ordinance, Department of Public Works, by Establishing Correct Classification for Supervisor, Bureau of Accounts; An Emergency Ordinance.

(Series of 1939)

Bill No. 1783, Ordinance No., as follows:

An amendment to Bill 1734, Section 41, Department of Public Works, Bureau of Accounts, by establishing the correct classification under item 2 1 B34 Supervisor, Bureau of Accounts, Department of Public Works at \$375 per month, and by deleting the asterisk and explanation. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 41, is hereby amended to read as follows:

**Section 41. DEPARTMENT OF PUBLIC WORKS—
BUREAU OF ACCOUNTS**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B4	Bookkeeper	\$ 175
2	1	B34	Supervisor, Bureau of Accounts, Department of Public Works	375
3.1	2	B222	General Clerk	169.50
3.2	1	B222	General Clerk	170
3.3	1	B222	General Clerk	175
4	2	B228	Senior Clerk	200
6	1	B408	General Clerk-Stenographer	168
7	1	B408	General Clerk-Stenographer	175
8	1	B512	General Clerk-Typist	185

INTERDEPARTMENTAL

9	1	B222	General Clerk	168
9.1	1	B222	General Clerk	162
10	4	B222	General Clerk	200
11	1	B512	General Clerk-Typist	170
12	1	B512	General Clerk-Typist	170.50

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Works, Bureau of Accounts, by establishing the correct classification for this position.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Amending Salary Ordinance, Board of Education, by Establishing Classification for One Senior Bookkeeper; An Emergency Ordinance.

(Series of 1939)

Bill No. 1784, Ordinance No., as follows:

An amendment to Bill 1734, Section 83, Board of Education, Non-Certificated Employees, by establishing the classification for 1 B6 Senior Bookkeeper under item 7 and changing the explanation of the asterisk. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 83, is hereby amended to read as follows:

**Section 83. BOARD OF EDUCATION—
NON-CERTIFICATED EMPLOYEES**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months..... 8 months.....	291 303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C. (part time).....	125
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	4	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	7	B408	General Clerk-Stenographer	162
27	17	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	11	B408	General Clerk-Stenographer, \$6 per day.....	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
37	3	B512	General Clerk-Typist	162

38	5	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
45	1	C104	Janitor (part time)	16
46	1	C104	Janitor (part time)	25
47	34	C105	Special Janitor	162.50
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205
64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75			Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.	
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*One position subject to classification by the Civil Service Commission.

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Board of Education—Non-Certificated Employees, by establishing the correct classification for this position.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

**Amending Salary Ordinance, Purchasing Department, Adding Two
Garagemen at \$190; An Emergency Ordinance.**

(Series of 1939)

Bill No. 1785, Ordinance No., as follows:

An amendment to Bill 1734, Section 37, Purchasing Department, by increasing the number of employees under item 48 from 1 to 3 J66 Garageman at \$190.00 per month. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 37, is hereby amended to read as follows:

**Section 37. PURCHASING DEPARTMENT—
(Interdepartmental Service)**

The following positions are in interdepartmental service and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided:

Item No.	No. of Employees	Class No.	Class Title	Maximum Monthly Rate
41	2	A156	Patternmaker, \$13.60 per day	
42	5	A364	Car and Auto Painter, \$12 per day.....	
42.1	1	B310a	Tabulating Alpha. Key Punch Operator....\$	170
42.2	1	B310a	Tabulating Alpha. Key Punch Operator....	163
42.3	5	B310a	Tabulating Alpha. Key Punch Operator....	155
42.5	1	B352	Storekeeper	150
43	1	B512	General Clerk-Typist	185
44	1	C152	Watchman	170
45	2	C152	Watchman	155
46	1	E104	Batteryman-Electrician, \$13.60 per day.....	
47	2	J 66	Garageman	169
48	3	J 66	Garageman	190
49	3	J 66	Garageman, \$7.25 per day	
51	1	M2	General Foreman Machinist	331
52	1	M8	General Superintendent of Shops	460
53	26	M54	Auto Machinist, \$11 per day.....	
54	1	M60	Auto Fender & Body Worker, \$12 per day	
55	4	M107	Blacksmith Finisher, \$9.80 per day	
57	4	M108	Blacksmith, \$11.40 per day	
58	1	M154	Boilermaker's Helper, \$7.85 per day.....	
59	1	M156	Boilermaker, \$10.35 per day	
60	1	M252	Machinist's Helper, \$8.40 per day	
61	7	M254	Machinist, \$11 per day	
62	1	O1	Chauffeur, \$8 per day	
63	1	O108	Leatherworker, \$9 per day	
64	1	O152	Eng. H. & P. Engines, \$13 per day.....	

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, by establishing positions necessary for the uninterrupted operation of the Purchasing Department.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Passage for Second Reading.

The following recommendations of the Finance Committee were taken up:

Amending Salary Ordinance, Municipal Railway, Increasing Number of Carpenters, Garagemen and Key Drive Calculating Machine Operators.

(Series of 1939)

Bill No. 1786, Ordinance No., as follows:

An amendment to Bill 1734, Section 72, Public Utilities Commission—Municipal Railway, by increasing the number of employments under item 1 from 5 to 6 A154 Carpenter; by increasing the number of positions under item 30 from 10 to 11 J66 Garageman; and by adding item 11.2, 1 B308 Key Drive Calculating Machine Operator.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 72, is hereby amended to read as follows:

Section 72. PUBLIC UTILITIES COMMISSION—(Continued) MUNICIPAL RAILWAY

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	6	A154	Carpenter at \$11.50 4 mos., \$12.00 8 mos.	
2	9	A364	Car and Auto Painter, \$12 per day.....	
3	1	A370	General Foreman Car and Auto Paint Shop	\$ 296
3.1	2	B4	Bookkeeper	185
4	1	B10	Accountant	255
5	1	B14	Senior Accountant	325
5.1	1	B210	Office Assistant	106
6	1	B222	General Clerk	175
7	4	B222	General Clerk	170
9	2	B222	General Clerk	162.50
9.1	3	B222	General Clerk	155
10	1	B234	Head Clerk	210
11	3	B308	Key Drive Calculating Machine Operator..	170
11.1	1	B308	Key Drive Calculating Machine Operator..	168
11.2	1	B308	Key Drive Calculating Machine Operator..	155
12	1	B408	General Clerk-Stenographer	250
13	2	B408	General Clerk-Stenographer	175
14	3	B408	General Clerk-Stenographer	170
14.1	1	B408	General Clerk-Stenographer	162.50
15	1	B454	Telephone Operator	167
15.1	1	B454	Telephone Operator	160
16	2	C52	Elevator Operator	145
17	1	C52	Elevator Operator (relief)	145
18	15	C104	Janitor	160
19	6	C104	Janitor	155
19.1	8	C104	Janitor	152
20	9	C104	Janitor	145
22	1	C104	Janitor	135
23	2	C107	Working Foreman Janitor	185
24	3	E106	Armature Winder, \$10 per day	
26	8	E154	Lineman, \$11.60 per day	
27	1	E160	Foreman Lineman	293
28	1	F216	Maintenance of Way Engineer	325
29	3	J 4	Laborer, \$7.60 per day	
29.1	1	J 4	Laborer	145
30	11	J 66	Garageman, \$7.25 per day	
31	54	J 152	Trackman, \$7.60 per day	
32	2	J 156	Switch Repairer, \$8.10 per day	
32.1	3	J 160	Track Welder, \$8.10 per day	

33	2	J 162	Car Repairer Welder, \$9.30 per day	
34	4	J 166	Track Foreman, \$8.60 per day	
36	1	M5	Assistant Superintendent of Equipment and Overhead Lines, Municipal Railway	400
37	1	M6	Superintendent of Equipment and Overhead Lines, Municipal Railway	475
38	8	M54	Auto Machinist, \$11 per day	
39	1	M56	Garage Foreman, Municipal Railway	331
40	2	M104	Blacksmith's Helper, \$8 per day	
41	2	M108	Blacksmith, \$11.40 per day	
42	6	M202	Car Repairer, at \$8 per day	
42.1	1	M202	Car Repairer at \$8.40 per day	
42.2	43	M202	Car Repairer at \$8.80 per day	
43	5	M206	Sub-Foreman Car Repairer, \$9.30 per day	
44	2	M208	Foreman Car Repairer, \$9.80 per day.....	
45	7	M254	Machinist, \$11 per day	
46	2	O1	Chauffeur, \$9.15 per day	
47	1	S10	Manager, Municipal Railway	700
48	1	S60	Instructor, Municipal Railway	245
49	510	S102	Conductor, first 6 months, 80c hour; second six months, 82½c hour; third 6 months, 85c hour; fourth 6 months, 87½c hour (10c per hour extra while instructing new employees as assigned by the superintendent)	
50	500	S104	Motorman, first 6 mos., 80c hour; second 6 mos., 82½c hour; third 6 mos., 85c hour; fourth 6 mos., 87½c hour (10c per hour extra while instructing new employees as assigned by the superintendent)	
51	150	S106	Bus Operator, 87½c per hour (10c extra per hour while instructing new employees as assigned by the superintendent)	
51.1	6	S110	Inspector, Municipal Railway	185
51.2	2	S110	Inspector, Municipal Railway	188
52	3	S110	Inspector, Municipal Railway	192
53	3	S110	Inspector, Municipal Railway	193
54	2	S110	Inspector, Municipal Railway	195
55	19	S110	Inspector, Municipal Railway	200
56	2	S120	Day Dispatcher	210
57	1	S124	Supervisor of Schedules	220
58	1	S128	Division Superintendent, Municipal Railway	325
58.1	1	S128	Division Superintendent, Municipal Railway	295
59	1	S130	Assistant Superintendent of Transportation, Municipal Railway	325
60	1	S132	Superintendent of Transportation, Municipal Railway	400
61	3	U108	Compressor Operator, portable, \$10 day....	
62	1	R108	Supervisor of Music (part time).....	50
63			Seasonal, Clerical and other temporary services as needed at rates not in excess of salary standardization schedules.	

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Appropriating \$7,052, Municipal Railway, to Create Positions of Carpenter, Garageman and Key Drive Calculating Machine Operator.

(Series of 1939)

Bill No. 1787, Ordinance No., as follows:

Authorizing a supplemental appropriation of \$5,192 from Appropriation No. 265.130.00 and \$1,860 from Appropriation No. 265.120.00, to create the positions of one A154 Carpenter at \$11.50 per day for four months and \$12 per day for eight months; one J66 Garageman at \$7.25 per day and one B308 Key Drive Calculating Machine Operator at \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$5,192 is hereby appropriated from the surplus existing in Appropriation No. 265.130.00, Municipal Railway—Wages, to the credit of Appropriation No. 265.130.00, Municipal Railway—Wages for employment of one permanent A154 carpenter and one permanent J66 Garageman; the sum of \$1,860 is hereby appropriated from the surplus existing in Appropriation No. 265.120.00 Temporary Salaries, to credit of Appropriation No. 265.110.00, Permanent Salaries, for employment of one permanent B308 Key Drive Calculating Machine Operator.

Section 2. The following positions are hereby created effective July 1, 1942:

One A154 Carpenter at \$11.50 per day for 4 months and \$12 per day for 8 months.

One J66 Garageman at \$7.25 per day.

One B308 Key Drive Calculating Machine Operator at \$155 per month.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Approved as to funds by the Controller.

Recommended by the Manager of Utilities.

Approved as to classification by the Civil Service Commission.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Final Passage.

The following recommendations of the Finance Committee were taken up:

Appropriating Funds for the Payment of Premium for War Damage Insurance in Connection with the San Francisco Water Department, the Hetch Hetchy Project and the Municipal Railway; An Emergency Ordinance.

(Series of 1939)

Bill No. 1788, Ordinance No. 1683, as follows:

Appropriating funds for the payment of premium for war damage insurance in connection with the San Francisco Water Department, the Hetch Hetchy Project and the Municipal Railway; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The following amounts are hereby appropriated and set aside from the surplus existing in the indicated sources to the credit

of the following appropriations in the amounts stipulated for the purpose of providing funds for the payment of premium for war damage insurance on the specified utilities:

Municipal Railway—

From Unappropriated Balance of Funds:	Amount
To Appropriation No. 265-815-00-Insurance	\$6,900.00

San Francisco Water Department—

From Unappropriated Balance of Funds:	
To Appropriation No. 266-815-00-Insurance	9,900.00
To Appropriation No. 266-900-01-Services of Hetch	
Hetchy Water Supply	500.00

Hetch Hetchy Power Division—

From Unappropriated Balance of Funds:	
To Appropriation No. 268-815-01	9,900.00

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors, by the vote by which this ordinance is passed hereby declares that an actual emergency exists which makes it imperative that this ordinance become effective forthwith. Effective as of July 1, all war damage insurance must be paid for by the insured. It is necessary that war damage insurance should be secured forthwith in order to provide for the protection of these utilities of the City and County of San Francisco against war damage risk. Funds have not heretofore been provided for this purpose nor are they otherwise available within the funds heretofore appropriated for these utilities.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds by the Controller.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Appropriating \$2,500 From the Emergency Reserve Fund to the Credit of the San Francisco Airport for the Purpose of Providing Funds to Pay the Premium for War Damage Insurance; An Emergency Ordinance.

(Series of 1939)

Bill No. 1789, Ordinance No. 1684, as follows:

Appropriating \$2,500 from the Emergency Reserve Fund to the credit of the San Francisco Airport for the purpose of providing funds to pay the premium for war damage insurance; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,500 is hereby appropriated and set aside out of the surplus existing in the Emergency Reserve Fund to the credit of Appropriation No. 264.815.00 for the purpose of providing funds to pay the premium for war damage insurance.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors by the vote by which this ordinance is passed, hereby declares that an actual emergency exists which makes it imperative that this ordinance become effective forthwith. Effective as of July 1, all war damage insurance must be paid for by the insured. It is necessary that war damage insurance should be secured forthwith in order to provide for the protection of this utility of the City and

County of San Francisco against war damage risk. Funds have not heretofore been provided for this purpose nor are they otherwise available within the funds heretofore appropriated for this utility.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds by the Controller.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

**Appropriating \$2,500, Sheriff, for Purchase of Foodstuffs;
An Emergency Ordinance.**

(Series of 1939)

Bill No. 1790, Ordinance No. 1685, as follows:

Appropriating the sum of \$2,500 out of the Emergency Reserve Fund, Appropriation No. 102.900.00, to the credit of Appropriation No. 107.350.03, Foodstuffs, County Jail No. 2, to provide funds for the purchase of foodstuffs for County Jail No. 2 for the balance of the fiscal year; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,500 is hereby appropriated out of the Emergency Reserve Fund, Appropriation No. 102.900.00, to the credit of Appropriation No. 107.350.03, Foodstuffs, County Jail No. 2, to provide funds required for the purchase of Foodstuffs for County Jail No. 2 for the balance of the fiscal year.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare that an actual emergency exists in order to provide for the uninterrupted operation of the Sheriff's office as the funds heretofore appropriated have proved insufficient for the purpose.

Recommended by Daniel C. Murphy, Sheriff.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Passage for Second Reading.

The following recommendation of the Finance Committee was taken up:

Authorizing Lease of Lake Merced Property.

(Series of 1939)

Bill No. 1791, Ordinance No., as follows:

Authorizing lease of Lake Merced property.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Section 93 of the Charter and in accordance with the recommendation of the Public Utilities Commission, the Director of Property is hereby authorized and directed to arrange for

leasing to the highest responsible bidder, for a period of not exceeding five (5) years, a portion or portions of San Francisco Parcel 55 as said parcel is described in deed recorded March 3, 1930, in Liber 2002, Page 1, Official Records of the City and County of San Francisco, together with the right to maintain and operate fishing and boating activities in the Lake Merced waters and concessions for the convenience of the public.

Recommended by the Director of Property, Manager of Utilities.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Adopted.

The following recommendation of the Finance Committee was taken up:

Authorizing Release of Lien Filed Re Indigent Aid—Mary Barry.

(Series of 1939)

Resolution No. 2752, as follows:

Whereas, an instrument executed by Mary Barry, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, said indigent person on payment of the debt secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Annual Audit of Controller's Books.

(Series of 1939)

The following matter was taken up:

Resolution No. 2753, as follows:

Whereas, it is incumbent upon the Board of Supervisors, under the provisions of Section 68 of the Charter, to order an annual audit of the Controller's books and accounts, records and transactions to be made by one or more certified accountants; now, therefore, be it

Resolved, That the Board of Supervisors does hereby order an audit of the said Controller's books and accounts, records and transactions for the fiscal year 1941-42, and for the purpose of making said audit does hereby engage and retain the firm of Ernst and Ernst, certified public accountants, and hereby fix the compensation of said firm as follows, to-wit:

For Supervisor Accountant.....\$50.00 per day

For Senior Accountant..... 25.00 per day

For Junior Accountant..... 15.00 per day

together with such office expense, including typewriting, as may be

incidental to the preparation of a full report of the audit of said accountants; and, be it

Further Resolved, That the report of such accountants shall be printed and a copy thereof furnished the Mayor and to each member of the Board of Supervisors, to the Chief Administrative Officer, to the Controller and to such citizens as may apply therefor; and, be it

Further Resolved, That the total expense of making such audit shall not exceed the sum of \$5,000, and shall be paid from Appropriation No. 201.262.00, fiscal year 1942-43 Appropriation Ordinance.

Approved as to funds available by the Controller.

(Note: *The above resolution was recommended by Supervisors MacPhee and Uhl, Supervisor Mead being absent.*)

Discussion.

Supervisor Mead, after announcing that he could see no particular reason for changing the firm of accountants that had been auditing the Controller's books for several years, inasmuch as their work had been entirely satisfactory, moved, as an amendment to the foregoing resolution, that in the fourth line of the first Resolve, the name of the firm "Ernst and Ernst" be stricken out and the name of the firm of "Lybrand, Ross Bros. and Montgomery" be substituted therefor. Motion seconded by Supervisor Brown.

Supervisor MacPhee, Chairman of the Finance Committee, reported on the committee hearing on the foregoing resolution. Mr. B. W. Bours, Secretary of the California State Board of Accountancy, was present in committee and had advised the Board that it was considered reasonable to change accountants from time to time on such employments. Mr. Bours had agreed also that the practice of retaining the same firm of accountants as long as the work had always been satisfactorily performed.

Supervisor O'Gara announced that he had presented the resolution originally, not in any criticism of the firm heretofore employed to audit the Controller's books, or in criticism of any one else. The Controller makes it a practice to rotate the work of sub-audits among various firms; the same practice, Supervisor O'Gara believed, should be followed with respect to the audit of the Controller's books. However, if there is any doubt in the minds of the members of the Board as to the advisability of such practice, consideration be postponed for a week and in the meantime the Clerk might inquire as to the practice of the large corporations in San Francisco.

Supervisor Brown announced that he believed it would be more economical to keep the same firm of accountants that had been auditing the Controller's books for the past several years, since the work had always been satisfactorily performed, and he could see no reason for making a change.

Amendment Defeated.

Thereupon, the roll was called and the amendment proposed by Supervisor Mead was *defeated* by the following vote:

Ayes: Supervisors Brown, Mead, Roncovieri—3.

Noes: Supervisors Colman, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Green, Shannon—2.

Explanations of Votes.

Supervisor Brown, in explaining his vote, stated that he believed the former firm of accountants had demonstrated the ability to do good work and he did not propose to make any change.

Supervisor Mead expressed agreement with the views of Supervisor Brown, and added that in his opinion there is no substitute for experience. He would vote "No."

Supervisor Colman stated that he believed the Board would be doing a very logical and proper thing in making the change. He would vote "Aye."

Adopted.

Whereupon, the roll was again called and the resolution, as presented, was *adopted* by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Meyer, O'Gara, Roncovieri, Uhl—7.

Noes: Supervisors Brown, Mead—2.

Absent: Supervisors Green, Shannon—2.

Passed for Second Reading.

The following recommendation of Judiciary, Legislative and Civil Service Committee was taken up:

Present: Supervisors O'Gara, Green.

Amending Military Leave Ordinance.

(Series of 1939)

Bill No. 1792, Ordinance No., as follows:

Amending Sections 382 and 384, Part I, of the San Francisco Municipal Code, providing for leaves of absence for military service or naval service, or other mandatory service for National Defense or preparedness in time of war or in time of peace, by making provision for leave of absence, without pay, for any person for service on any vessel of the merchant marine of the United States.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 382 and 384, Part I, of the San Francisco Municipal Code are hereby amended to read as follows:

Sec. 382. Specifying Officers, Employees, and Services for which Leaves of Absence Shall Be Granted for Military or Naval, or Other Duties for National Defense or Preparedness. The head of the respective department, office, board or commission of the City and County of San Francisco, with the approval of the Civil Service Commission, and subject to the provisions of Section 153 of the Charter and Sections 382 to 385, inclusive, Part I, of this Code, shall grant military leaves of absence for active service or training to the following officers and employees for the services enumerated in this Section:

Officers and Employees Eligible for Military Leaves of Absence

1. Any officer or employee of the City and County of San Francisco, or any uncertificated officer or employee of the Unified School District of said City and County; provided, that the temporary appointment of an employee serving under temporary civil service appointment at the time of induction or enlistment in the military service as herein-after set forth shall be terminated upon induction into said service and his name shall be returned to the list of eligibles from which he was appointed, provided such eligible list is still in force and effect;

2. Any person under probationary appointment as an officer or employee of said City and County or said Unified School District;

3. Any person having rank or place on any civil service list of eligibles for appointment to any position under the government of said City and County, or to any uncertificated position under said Unified School District.

Services for Which Military Leaves of Absence Shall Be Granted

1. Any branch or division of the United States—
 - (a) Army;
 - (b) Navy;
 - (c) Marine Corps.
2. Any branch or division of the State of California—
 - (a) National Guard;
 - (b) Naval Militia;
 - (c) State Guard;
 - (d) Home Guard.
3. Any service for national defense or preparedness required by mandatory order of—
 - (a) The Government of the United States or by lawful and mandatory order of any of its departments or officers;
 - (b) The Government of the State of California or by lawful and mandatory order of any of its departments or officers.
4. Any service in connection with operations of any vessel of the Merchant Marine of the United States.

Sec. 384. Proof of Duty—Leave with and without Pay.

(a) Proof of Duty. Any person applying for military leave of absence shall, at such time, file with the Civil Service Commission a copy of the orders requiring such service or training for which said leave of absence is requested. Upon discharge or release from such service or training for which said leave of absence was granted, said person shall file with the Civil Service Commission a copy of such discharge or release from said service or training; provided, however, if a person on such leave of absence has standing on an eligible list, he must present an honorable discharge or release under honorable conditions from such service or training before being eligible for appointment from said eligible list.

(b) Leave With and Without Pay. Whenever any officer or employee of the City and County of San Francisco or any uncertificated officer or employee of the Unified School District of said City and County, including persons under probationary appointment, has been in the employ of said City and County or said Unified School District for one (1) year or more continuously prior to the date upon which said military leave of absence begins, he shall be allowed his regular salary or compensation during such leave of absence, but in no event shall he be paid during such leave of absence for more than thirty (30) days in any calendar year; nor for more than thirty (30) days for any period of continuous military leave of absence; provided, however, that any person granted a leave of absence under the provisions of Subdivision 4 of Section 382 of this Article shall not be entitled to any salary or compensation for all or any portion of such leave of absence.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri—10.

Absent: Supervisor Shannon—1.

Ordered Submitted.

The following Charter Amendment was taken up:

**CHARTER AMENDMENT—INCUMBENTS' PREFERENCE
ON BALLOT.****CHARTER AMENDMENT No.**

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 175 of said Charter regulating the nomination of elective officers by providing therein the order in which the names of the several candidates for city and county and municipal offices shall be placed upon the ballot and that any officer who is a candidate to succeed himself in office may have printed after his name, whenever the same appears upon the ballot, the word "incumbent."

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held on the 3rd day of November, 1942, a proposal to amend the Charter of said City and County by amending Section 175 of said Charter regulating the nomination of elective officers by providing therein the order in which the names of the several candidates for city and county and municipal offices shall be placed upon the ballot and that any officer who is a candidate to succeed himself in office may have printed under his name, whenever the same appears upon the ballot, the word "incumbent."

Section 175. The name of a candidate for an elective office shall be printed upon the ballot when a declaration of candidacy and certificates of at least ten nor more than twenty sponsors shall have been filed on his behalf, and when the nomination shall be made in the following manner: The candidate, not more than fifty days before the municipal election in November, shall file with the registrar a declaration of his candidacy, in the form prescribed by the registrar for all candidates, including statements of his qualifications in not to exceed one hundred words, subscribed by him before the registrar. The registrar shall forthwith certify to the said subscription and its date and retain and file the declaration. The candidate shall pay to the registrar at the time of filing his declaration of candidacy the sum of thirty dollars (\$30). After said declaration shall have been signed, certified and filed, and not later than thirty-five days before said election in November, at least ten nor more than twenty sponsors for the said candidate, who are electors of the city and county qualified to vote at the said municipal election, shall appear before the registrar and shall certify under oath to the qualifications of the said candidate on a form of certificate prescribed by the registrar for all sponsors of all candidates.

In the event the registrar shall refuse to file such declaration of candidacy or certificate of a sponsor thereof, he shall forthwith designate in writing on the declaration or certificate the defect thereof, or other reason for refusing to file the same, and shall return the same to the party tendering it. No defect in any declaration or certificate presented to the registrar shall prevent the filing of another declaration or certificate within the period allowed for presenting the declaration or certificate. The name of every candidate who has

been duly and regularly nominated shall be placed on the ballot under title of the office for which he is a candidate, provided that a candidate whose nomination has been completed, may, not less than thirty days before a municipal election, withdraw as a candidate by filing with the registrar his withdrawal, naming the office; such withdrawal must be signed and sworn to by the person withdrawing.

The name of every candidate who has been nominated for office as herebefore provided shall be placed on the ballot in alphabetical order in accordance with the initial letter of his surname, under the heading of the office for which said candidate has been nominated. The name of the candidate highest on the alphabetical list of candidates for any particular office shall be printed first on the ballot under the proper heading for said office in the least numbered assembly district in the City and County. Thereafter, in each succeeding assembly district, the name of the candidate appearing first for said office in the last preceding district shall be placed last and the order of the names of the other candidates for said office shall remain unchanged.

In the event that the number of candidates in any group shall exceed the number of assembly districts in the City and County then the total number of candidates in such group shall be divided by the number of assembly districts and the quotient of said division, if an integral number, or, if it be a fractional number, then the next highest integral number, shall be the number of candidates to be taken from the end of the list of said candidates and placed at the beginning of said list of candidates in each succeeding assembly district.

Immediately under the name of each candidate and not separated therefrom by any line may appear, at the option of the candidate, one of the following designations:

- (a) Words designating the city, county, district or State office which the candidate then holds.
- (b) If the candidate be a candidate for the same office which he then holds and only in that event, the word "incumbent."
- (c) The word designating the profession, vocation or occupation of the candidate. The profession, vocation or occupation so designated shall be the same as appears in the affidavit of registration of the candidate.

In all cases words so used shall be printed in eight-point roman bold-face capitals and lower-case type.

No incumbent shall have any further preference in the location of his name on said ballot unless the same is permitted by this section.

The provisions of this section shall not be applicable to candidates for the office of the United States senator, representatives in Congress, State officials, members of the State Senate or Assembly, delegates to be selected at a presidential or State primary election, judges of the Superior Court, or judges of the Municipal Court.

The registrar shall preserve in his office for a period of four years all candidates' declarations and all sponsors' certificates filed in accordance with this section.

Discussion.

Supervisor O'Gara explained the foregoing proposed Charter Amendment, pointing out that it involves all City and County officials, but does not affect Judges, Members of Congress, Assemblymen, etc.

The City Attorney, who was present, explained that the state law provides for preference to all incumbents of state, county or city offices. The proposed Charter Amendment will take away that preference for City and County officials. It cannot affect others.

Supervisor Roncovieri, in discussing the proposed Charter Amendment, announced that he favored the idea underlying it, and would vote for it, but he desired a week's postponement in order that he might read and study it.

The City Attorney also expressed the desire, before reference to the people for their vote, of an opportunity to take the matter up with the Registrar of Voters.

Supervisor MacPhee opposed any postponement of action. He urged that a vote be taken without delay.

Supervisor O'Gara thereupon moved that action be postponed for one week in order to permit the City Attorney to consult with the Registrar of Voters. Motion seconded by Supervisor Roncovieri.

Supervisor Roncovieri, after seconding the foregoing motion, reminded the Board that it was not dealing with an ordinary ordinance that might be amended at any time if an error should be found therein. A Charter Amendment is being proposed, and it should be in good shape, for it can be changed, once approved, only by vote of the people themselves. He reiterated that he favored the amendment, in principle. He desired only to have the opportunity of studying it carefully, to compare it with the law in effect prior to the enactment of present state legislation, and to be sure that it was in proper form before ordering it submitted to the voters for their approval.

Postponement Denied.

Thereupon, the roll was called and the motion to postpone was *defeated* by the following vote:

Ayes: Supervisors Colman, Green, Meyer, O'Gara, Roncovieri—5.

Noes: Supervisors Brown, Gallagher, MacPhee, Mead, Uhl—5.

Absent: Supervisor Shannon—1.

Whereupon, Supervisor Roncovieri announced his intention to vote "Aye" on the submission of the proposed Charter Amendment to the people. He repeated that he favored the principle contained therein. He did not know if there was anything wrong with the verbiage, and his sole desire in urging postponement was to be assured that it was in correct form.

Ordered Submitted.

Whereupon, the roll was again called, and the foregoing proposed Charter Amendment was *Ordered Submitted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Uhl—9.

No: Supervisor Meyer—1.

Absent: Supervisor Shannon—1.

Thereupon, Supervisor Roncovieri moved that the City Attorney be requested to consult with the Registrar of Voters in connection with the foregoing proposed Charter Amendment.

Supervisor O'Gara announced that he would vote against any such motion. It would indicate that the Board did not know what it was doing when it voted for submission.

Supervisor MacPhee stated that the City Attorney would consult with the Registrar of Voters anyway. No motion was needed.

Motion failed for want of a second.

Consideration Postponed.

The following matter, from Police Committee, Without Recommendation, was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Ordinance Providing for Fire Watchers and Fire Fighting Equipment in Buildings in the City and County of San Francisco; An Emergency Ordinance.

(Series of 1939)

Bill No. 1793, Ordinance No., as follows:

Ordinance providing for fire watchers and fire fighting equipment in buildings in the City and County of San Francisco. An Emergency Ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During such time as a state of war shall exist between the United States and any foreign power and in addition to the requirements of any law of the State of California, or the City and County of San Francisco for the prevention, detection, extinction and control of fire in the City and County of San Francisco:

(A) The occupant, or the owner where the premises are unoccupied or occupied by more than one tenant, or the lessee where the premises are leased and unoccupied, of every wharf, pier, pier shed or other waterfront structure; of every hotel, private club, institution, public building, industrial plant, factory, warehouse, or other industrial or commercial building and of every apartment house containing more than four apartments, shall keep and maintain at or about such premises and in such location, as the Civilian Defense Council of the City and County of San Francisco, by rule or regulation, shall direct, at least the following equipment, materials, facilities and personnel for the fighting and extinguishment of any fire which might occur as a result of sabotage, or of enemy action or attack:

(1) EQUIPMENT.

(a) *Pumps*—One pump of the type commonly known as a Stirrup Pump, or of such other kind or type as approved by the Civilian Defense Council of the City and County of San Francisco, on the roof of such premises and one additional pump for each 8000 square feet, or part thereof, of roof area in excess of 8000 square feet. Where the roof of such premises is so constructed that a pump cannot be made readily accessible thereon, the pump or pumps required shall be kept on the floor immediately below the roof, or at such other location as the Civilian Defense Council of the City and County of San Francisco shall designate by rule or regulation.

(b) *Water*—At the place where each pump is so located two pails or buckets filled with water and of at least twelve quarts capacity.

Barrels—One barrel or other container of not less than thirty gallons capacity, filled with water, on each roof of such premises and one additional such barrel or container for each 8000 square feet, or part thereof, of roof area in excess of 8000 square feet.

(c) *Tools*—At the place where each pump is so located one long-handled square end shovel and one long-handled hoe.

(d) *Sand*—Two covered and waterproofed pails or buckets fitted with a handle and of at least twelve quarts capacity, filled with dry

sand or such other substitute material approved by the Civilian Defense Council of the City and County of San Francisco, on each roof and one additional such pail or bucket on such roof for each 8000 square feet, or part thereof, of roof area in excess of 8000 square feet.

(e) *Lights*—Two flashlights under the direct control of the personnel as hereinafter provided.

(f) Such other additional equipment as the Civilian Defense Council of the City and County of San Francisco may, in its discretion, by general rule or regulation, direct in order to carry out the purposes and intent of this ordinance.

(2) PERSONNEL.

(a) At least two persons, who are herein referred to as "fire watchers" and who are regularly on said premises, shall be instructed in the location and use of such fire fighting equipment and two additional such "fire watchers" for each 8000 square feet, or part thereof, of roof area on such premises in excess of 8000 square feet.

(b) During a period of air raid alarm at least one "fire watcher" for each 8000 square feet, or part thereof, of roof area on such premises in excess of 8000 square feet, who shall be instructed in the location and use of such fire fighting equipment. Where the roof is so constructed as to be dangerous or impossible to occupy, such "fire watchers" shall be stationed on the floor immediately below the roof.

(c) Where roofs of two or more buildings are contiguous and one is readily accessible from the other and said roofs total 8000 square feet or less in area, the Civilian Defense Council of the City and County of San Francisco may, in its discretion, and in order to carry out the purposes and intent of this ordinance, allow all or any part of such roofs to be patrolled by one "fire watcher" and where one roof, although less than 8000 square feet in area, is so constructed that one part is not readily accessible from another, the Civilian Defense Council of the City and County of San Francisco may, in its discretion, and in order to carry out the purposes and intent of this ordinance, require such additional "fire watchers" as may, in the judgment of said Civilian Defense Council, be necessary to properly guard said roof.

(B) The owner of every building used for dwelling purposes, and not included in subdivision (A) above, shall procure for the use of the occupant or occupants thereof, and shall have at all times in such building and readily available at least the following equipment and materials for the fighting and extinguishment of any fire occurring as the result of sabotage or enemy action or attack:

(a) Two pails, buckets or other suitable containers of at least twelve quarts capacity, filled with dry sand, or such other substitute material approved by the Civilian Defense Council of the City and County of San Francisco.

(b) One long-handled shovel and one long-handled hoe or rake.

(c) One axe or hatchet and one stepladder, the top rung of which reaches within three feet of the ceiling of said premises.

Provided further that where such building contains more than one apartment or flat, each such apartment or flat shall contain the equipment as provided in (a), (b) and (c) as immediately above set forth; excepting that where such building is of more than one floor, such ladder need only be provided in each flat or apartment occupying the top floor.

(d) Such owner shall also provide means of access to the roof of such building, either by an interior stairway and scuttle, exterior fire escape, or a portable ladder of sufficient length.

Section 2. Whenever, due to priorities or the exigencies of the present war, it is impossible or difficult to obtain any of the materials or equipment provided for in this ordinance, the Civilian Defense Council of the City and County of San Francisco may, by general rule or regulation, permit the use of substitute material or equipment in order to carry out the intent of this ordinance.

Section 3. Any person violating the provisions of this ordinance or the provisions of any rule or regulation promulgated by the Civilian Defense Council of this City and County, pursuant to the powers vested in it by this ordinance, shall be guilty of a misdemeanor and upon conviction for such violation shall be punished as follows: For the first offense, by a fine not to exceed Fifty (\$50.00) Dollars or by imprisonment in the county jail for a term not to exceed thirty (30) days or by both such fine and imprisonment; for the second and every offense thereafter, by a fine not to exceed Five Hundred Dollars (\$500.00) or by imprisonment in the county jail for a term not to exceed six (6) months or by both such fine and imprisonment.

Section 4. This ordinance is passed as an emergency measure and the Board does, by the vote by which this ordinance is passed, declare that an emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of this emergency being as follows:

That a state of war now exists between the United States of America and several foreign powers; that during the existence of such war between the United States and any of said foreign powers the probability exists of an immediate air attack upon the western coast of the United States of America, including the City and County of San Francisco; that the official records of the enemy bombing attacks on London, Honolulu and other cities reveals that following an air raid great and extensive damage was occasioned by the lack of "fire watchers" and fire fighting equipment on and in the buildings in said cities; that due to the type of construction of a major portion of the buildings in the City and County of San Francisco, and due to the comparatively small area occupied by said city and county, and the resultant congestion, it is imperative, in order to properly protect the said City and County of San Francisco during such an air raid that the provisions of this ordinance become effective at once.

Section 5. If any provision of this ordinance, or the application thereof to any person or citizen, is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 6. Any rule or regulation promulgated by said Civilian Defense Council, under the authority given by this Ordinance, shall become effective upon the publication of said rule or regulation for five (5) consecutive days in an official newspaper in the City and County of San Francisco.

On motion by Supervisor Gallagher, consideration was *postponed until Monday, July 13, 1942.*

Adopted.

The following recommendation of the Public Utilities Committee was taken up:

Present: Supervisors Brown, Meyer, Roncovieri.

Granting Market Street Railway Company Permission to Operate Motor Coaches Over, Upon and Along Certain Streets in the City and County of San Francisco.

(Series of 1939)

Resolution No. 2754, as follows:

Resolved, That Market Street Railway Company, a corporation, be

and it is hereby granted permission, revocable at the will of the Board of Supervisors, to operate motor coaches and to maintain and operate a public passenger motor coach service over, upon and along the following streets and avenues in the City and County of San Francisco, State of California, to-wit:

On Santos Street from Sunnysdale Avenue to Walbridge Street.
 On Geneva Avenue from South Hill Boulevard to Naples Street.
 On Peabody Street from Sunnysdale Avenue to Leland Avenue.
 On Leland Avenue from Peabody Street to Alpha Street.
 On Alpha Street from Leland Avenue to Arleta Avenue.
 On Arleta Avenue from Alpha Street to Bay Shore Boulevard.
 On Sunnysdale Avenue from Hahn Street to Bay Shore Boulevard.

That said permit be and the same is hereby granted upon the terms and conditions hereinafter set forth, and the acceptance or use of said permit by said Market Street Railway Company shall be deemed to be an assent to all of said terms and conditions, and for the holding of said permit subject thereto, which said terms and conditions are as follows:

(a) That nothing herein contained shall be considered to be a franchise granted to said Market Street Railway Company to operate said motor coaches, nor shall the same ever become or ripen into a franchise, and that the permit herein granted shall at all times be revocable at the will of the Board of Supervisors and, upon the revocation of the same, all rights and privileges herein granted shall cease and terminate, and that the said permit or any of the privileges thereby granted or exercised thereunder shall not in any proceeding instituted by the City and County of San Francisco to acquire the system of said Market Street Railway Company be deemed an asset or thing of value to said system;

(b) That said motor coaches will at all times be operated by skilled operators and, in the operation of the same, the said Market Street Railway Company will comply with all state and municipal rules, laws and regulations relating to the operation of such motor coaches;

(c) Transfers shall be issued to and from the motor coaches operated over said streets and avenues, pursuant to this permit, by and to the coach lines and street cars operated by said Company in accordance with its rules and regulations and to the same effect and in the same manner as transfers are now issued to and from the street cars and coaches of said Company.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roneovieri—9.

Absent: Supervisors Shannon, Uhl—2.

Consideration of Mayor's Veto.

The following matter was taken up:

July 2, 1942.

To the Honorable the Board of Supervisors, City Hall;

Gentlemen: I am returning herewith Bill No. 1763, amending Sections 1 and 3 of Ordinance No. 1623 "Providing for the Identification and Care of Children . . .," vetoed and disapproved, for the following reason:

These amendments to Ordinance No. 1623 were recommended by the Civilian Defense Council inasmuch as the Purchaser of Supplies had been advised by the War Production Board that priorities could not be secured for the purchase of metal identification tags for children.

However, I am this day in receipt of a letter from Mr. Hubner, copy of which is attached, advising that he has been granted permission to execute a contract for the metal tags. This letter is self-explanatory,

MONDAY, JULY 6, 1942

and in line with the Purchaser's recommendation, I am returning this ordinance with my veto and disapproval.

Very truly yours,

ANGELO J. ROSSI,
Mayor.

Mr. John D. McKown,
Acting Director of Civilian Defense.

July 2, 1942.

Honorable Angelo J. Rossi, Mayor, City Hall;

My dear Mayor Rossi: The Board of Supervisors recently passed an amended ordinance covering children's identification tags, permitting the use of tags other than metal in view of the understanding existing that we would not be permitted to secure metal tags. We have recently secured from the War Production Board permission for the use of metal under certain conditions, and in accordance with that permission I have executed a contract with the Addressograph Company of this City covering steel tags.

Under such conditions, I am inclined to believe that the recent ordinance of the Board of Supervisors has become unnecessary and it therefore should not be necessary that you approve it.

Respectfully,

(Signed) W. C. HUBNER,
Purchaser of Supplies.

Amending Identification Tag Ordinance

(Series of 1939)

Bill No. 1763, Ordinance No. , as follows:

Amending Sections 1 and 3 of Ordinance No. 1623 entitled as follows: "Providing for the Identification and Care of Children Between the Ages of Six (6) Months and Eighteen (18) Years During the Now Existing War Emergency by the Furnishing, Distribution and Compulsory Wearing of Identification Tags, and the Duties of Parents, Guardians and Custodians, Prescribing Penalties for Violation Hereof and Making an Appropriation to Defray the Expense thereof; An Emergency Ordinance;" and repealing Ordinance No. 1633; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Ordinance No. 1623, entitled as above, is hereby amended to read as follows:

Section 1. During the now existing wars between the United States, the Empire of Japan, the Kingdom of Italy and the German Reich, respectively, every child between the ages of six months and eighteen years residing in the City and County of San Francisco shall at all times wear an identification tag or badge ~~made of metal or some other incombustible material~~ securely attached by a chain, cord or other device around the arm, neck or ankle. Said tag or badge and said chain, cord or other affixing device shall be of a kind and type approved by the Civilian Defense Council of the City and County of San Francisco, and shall be for the purpose of identifying said children, and said tag or badge shall contain a serial number to be assigned as hereinafter set forth and shall have inscribed thereon the name of said child, the place of residence of said child, the name and place of residence of the parent, guardian or custodian of said child, the telephone number of said parent, guar-

dian or custodian, the letters S. F., and at the request of said parent, guardian or custodian, any other pertinent information concerning said child.

Section 2. Section 3 of the aforesaid ordinance is hereby amended to read as follows:

Section 3. During the existing wars between the United States and Germany, Italy and Japan, respectively, every parent, guardian or other custodian of any child between the ages of six (6) months and eighteen (18) years, residing in the City and County of San Francisco, shall compel each child in his or her custody, or under his or her control, to wear said ~~metallic~~ tag or badge at all times securely attached around the arm, ankle or neck of said child.

Section 3. Ordinance No. 1633 is hereby repealed.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of this emergency being as follows:

That there is immediate danger during the existence of the present war between the United States and Germany, Italy and Japan, of the City and County of San Francisco being attacked by the enemy and grave damage done to said City and County of San Francisco as well as the danger of injury being inflicted upon the residents thereof, and for the safety and welfare of a large number of the residents of said City and County, to-wit: All children between the ages of six (6) months and eighteen (18) years, it is necessary that said identification tags or badges be furnished with the least possible delay and that since it is now difficult, if not impossible, due to war time priorities on metals of all kinds, to obtain metal chains for the attachment of said tags or badges to the persons of said children, therefore it is now necessary that this amending ordinance providing for substitute materials in the place of metals be passed with the least delay.

Mayor's Veto Sustained.

Pursuant to statement by Supervisor MacPhee, that the Finance Committee was recommending that the Mayor's veto be sustained, and agreement thereto by Mr. John McKown, Acting Director of Civilian Defense, the roll was called on the question: "Shall the legislation before the Board stand notwithstanding the Mayor's veto thereof?"

Mayor's veto was *sustained* by the following vote:

Noes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, OGara, Roncovieri—9.

Absent: Supervisors Shannon, Uhl—2.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Adopted.

The following recommendation of His Honor the Mayor was taken up:

Leave of Absence—Ramsay Moran.

(Series of 1939)

Resolution No. 2755, as follows:

Resolved, That in accordance with recommendation of His Honor, the Mayor, the Honorable Ramsay Moran, member of the Board of

Trustees of the War Memorial, be and he is hereby granted a leave of absence for the period from July 8, 1942, to August 6, 1942, inclusive, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri—9.

Absent: Supervisors Shannon, Uhl—2.

An Ordinance Appropriating Funds for the Purpose of Guarding San Francisco Water Department Properties in Alameda County, Including the Valve House on the Bay Crossing Pipe Line, for the Period From July 1, 1942, to July 31, 1942, an Emergency Ordinance.

(Series of 1939)

The Finance Committee presented:

Bill No. 1794, Ordinance No. 1686, as follows:

An ordinance appropriating funds for the purpose of guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing Pipe Line, for the period from July 1, 1942, to July 31, 1942; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The following amounts are hereby appropriated and set aside from the surplus existing in the Unappropriated Balance of Funds of the San Francisco Water Department to the credit of the following appropriations in the amounts stipulated for the purpose of providing funds for the payment of personal services and miscellaneous contractual expense in connection with guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing Pipe Line:

266-120-79—Temporary Salaries	\$3,150.00	
266-200-79—Contractual Services	750.00	\$3,900.00

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors by the vote by which this ordinance is passed, hereby declares that an actual emergency exists which makes it imperative that this ordinance become effective herewith. It was estimated that effective July 1, 1942, a unit of the California State Guard would be available for the purpose of guarding San Francisco Water Department properties in Alameda County. The Guard has indicated that it will be unable to furnish the men by July 1, 1942, and that due to the difficulties in securing enlistments it cannot at this time determine a date on which it can take over. It is necessary that the civilian guards now guarding the San Francisco Water Department properties in Alameda County be employed until such time as the California State Guard can furnish the necessary personnel. Funds have not heretofore been provided for this purpose nor are they otherwise available within the funds heretofore appropriated.

Approved: PUC Resolution No. 5137.

Approved as to Form: City Attorney.

Approved: Mayor.

Recommended: Manager of Utilities.

Approved as to Funds: Controller.

Finally Passed by the following vote:

Ayes—Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri—9.

Absent: Supervisors Shannon, Uhl—2.

Amending Section 76, Article 2, Part I of the San Francisco Municipal Code, by Adding Thereto Provision for the Collection of a Deposit When Properties Under the Jurisdiction of the War Memorial Trustees Are Leased or Rented for an Exhibition for Which an Advance Sale of Admission Tickets Is Made.

(Series of 1939)

Supervisor Green presented:

Bill No., Ordinance No., as follows:

Amending Section 76, Article 2, Part I of the San Francisco Municipal Code, by adding thereto provision for the collection of a deposit when properties under the jurisdiction of the War Memorial Trustees are leased or rented for an exhibition for which an advance sale of admission tickets is made.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 76, Article 2, Part I of the San Francisco Municipal Code, is hereby amended to read as follows:

SEC. 76. ADMINISTRATION, MANAGEMENT, SUPERINTENDENCE AND OPERATION OF THE WAR MEMORIAL. Said trustees shall subsequent to the construction of said War Memorial and during the construction thereof, administer, manage, superintend and operate said War Memorial and the grounds set aside therefor, and all of its affairs; *provided, however, that the Trustees, in leasing or renting any portion of the properties under their jurisdiction for the presentation of any amusement, entertainment or exhibition for which an advance sale of admission tickets is made, shall require the person, firm or corporation leasing or renting said properties to deposit with said Trustees at the time lease or rent agreement is entered into, the sum of five hundred dollars (\$500.00), as a guarantee for faithful performance.*

Referred to Judiciary, Legislative and Civil Service Committee.

Appropriating the Sum of \$15,100 From Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.400.79-3, Equipment, Air Raid Warden Service, to Provide Funds for the Purchase of 17 Automobiles, of the Sedan Type, at an Estimated Cost of \$800 Each, and One Station Wagon at an Estimated Cost of \$1,500, for the Office of Civilian Defense (Air Raid Warden Services); an Emergency Ordinance.

(Series of 1939)

The Finance Committee presented:

Bill No. 1795, Ordinance No. 1687, as follows:

Appropriating the sum of \$15,100 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.400.79-3, Equipment, Air Raid Warden Service, to provide funds for the purchase of 17 automobiles, of the sedan type, at an estimated cost of \$800 each, and one station wagon at an estimated cost of \$1,500, for the office of Civilian Defense (Air Raid Warden Services); an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$15,100 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.400.79-3, Equipment Air Raid Warden Service, to provide funds for the purchase of 17 automobiles, of the sedan type, at an estimated cost of \$800 each, and one station wagon at an estimated cost of \$1,500 for the Office of Civilian Defense (Air Raid Warden Service).

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Air Raid Warden Service is charged with important duties and responsibilities involving the welfare, health and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency, and that said sum herein appropriated is necessary for the efficient operation of said Air Raid Warden Service.

Recommended: Director of Civilian Defense.

Funds available: Controller.

Approved as to form: City Attorney.

Approved: Mayor.

After explanation by Mr. McKown, acting Director of Civilian Defense, the foregoing Bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Requesting California State Guard to Patrol Hetch Hetchy Water Supply Facilities.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2757, as follows:

Whereas, the Hetch Hetchy Water Supply, together with the facilities necessary to convey it to San Francisco and other consumers, including industries engaged in production of materials necessary for the conduct of the war, is of vital importance and constitutes an important adjunct to the war effort and to the health and welfare of the people engaged in that endeavor; and

Whereas, the truth of this is acknowledged by the fact that most of the supply and distribution facilities of the Hetch Hetchy System are presently being guarded, against sabotage, by the California State Guard; and

Whereas, no provision has been made for the protection of certain strategic facilities, the location of which is already known by, or will be supplied to the proper authorities, to properly guard and protect which will require sixteen additional men; and

Whereas, if the urgency of immediately providing the guards necessary to the protection of these facilities be brought to the attention of the authorities whose duty it is to safeguard them, they cannot fail to realize the imperativeness of such action and to at once provide the personnel required for their protection, even if this be accomplished by the transfer of men now assigned to other but relatively less important assignments; now, therefore, be it

Resolved, That this Board of Supervisors does hereby instruct the Clerk to communicate with the local ranking official of the California State Guard and to urge him, under his emergency powers, to immediately supply the guards necessary to patrol the facilities heretofore referred to; and be it

Further Resolved, That the Clerk of this Board be and is hereby authorized and directed to contact His Excellency Governor Culbert L. Olson; to apprise him of the facts and of the necessity for early action for the protection of these properties and to urge him to take such confirming or other action as will immediately and henceforth surround them with the same protection now provided other strategic facilities

throughout the Hetch Hetchy and San Francisco Water Distribution System.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri—9.

Absent: Supervisors Shannon, Uhl—2.

Free Entertainment in Civic Auditorium for Service Men.

(Series of 1939)

Supervisor Green presented:

Resolution No., as follows:

Resolved, That the Public Buildings, Lands and City Planning Committee of this Board be and is hereby requested to study the following proposal and to make its recommendation to the Board that the Civic Auditorium shall be made available on Monday night of each week for the entertainment, free of charge, of men in the armed forces; that an endeavor be made to provide entertainment from those night clubs who do not operate on Monday night and to assess a charge of \$5 or \$10 against those private citizens whose desire it is to attend such functions, the proceeds of which shall be donated to the United Service Organization; and be it

Further Resolved, That the Public Buildings, Lands and City Planning Committee be directed to hold hearings on this subject as soon as possible and to invite the attendance of all interested parties, including the U.S.O. and other service organizations, the Morale Division of the Army and Navy and the various night clubs and restaurants throughout San Francisco which provide entertainment that might be available for the foregoing purpose.

Referred to Public Health and Welfare Committee.

Conference re Operation of Crystal Plunge.

(Series of 1939)

Supervisor Green presented:

Resolution No. 2758, as follows:

Whereas, due to reported conflicts in the schedule of operations and for other reasons which are not quite clear, it appears certain that the closing of the Crystal Plunge is imminent; and

Whereas, this institution provides a valuable service to the City and County of San Francisco by providing recreation, physical culture and life saving instruction not only to school children but to members of the Red Cross and the armed forces; and

Whereas, because this is the only centrally located public institution of its kind in San Francisco, where warm salt water is available, its closing would constitute a severe loss to the City and County of San Francisco; now, therefore, be it

Resolved, That the Finance Committee of this Board be and is hereby directed, at as early a date as possible, to call together the interested parties for the purpose of endeavoring to devise ways and means whereby the continued operation of the Crystal Plunge may be assured; and be it

Further Resolved, That among those to be invited to such conference there shall be included His Honor Mayor Rossi, the Recreation Commission, the Board of Education, representatives of the military forces, representatives of the Red Cross, the U.S.O., and the owner of the property or his representative.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri—9.

Absent: Supervisors Shannon, Uhl—2.

Expressing to Earl C. Behrens the Board of Supervisors' Best Wishes for His Speedy Recovery.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. 2759, as follows:

Whereas, it has been brought to our attention that Earl C. Behrens, affectionately known as "Squire" and for many years political editor of the San Francisco Chronicle, is convalescing in Stanford Hospital from an illness that has kept him abed for several months; now, therefore, be it

Resolved, That this Board of Supervisors does hereby convey its most sincere wishes for his speedy and complete recovery and that a copy of this resolution be transmitted to Earl C. Behrens.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri—9.

Absent: Supervisors Shannon, Uhl—2.

Congratulating Infantry Regiment Commanded by Col. Curtis O'Sullivan on Its High Standard of Efficiency and Morale.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. 2760, as follows:

Whereas, the only Northern California Infantry Regiment now located in San Francisco Bay Area has its present headquarters at the Presidio of San Francisco; and

Whereas, this regiment is commanded by Colonel Curtis O'Sullivan, one of San Francisco's foremost businessmen and civic leaders; and

Whereas, this regiment is rendering valuable service to all of Northern California and its personnel includes officers and men from many California communities; now, therefore, be it

Resolved, That the Board of Supervisors of San Francisco hereby extends its congratulations to Colonel O'Sullivan and the men of his regiment for the high standards of efficiency and morale which they have attained; and be it

Further Resolved, That this Board recommends that the citizens of San Francisco, and particularly groups devoted to providing hospitality for officers and men in the military service, give special attention to this regiment during its stay in San Francisco so that such stay may be as pleasant as possible, and so that the officers and men of this regiment, especially those from Northern California, will realize that San Francisco appreciates the splendid service they are rendering.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri—9.

Absent: Supervisors Shannon, Uhl—2.

In Memoriam—Watson Dana Fennimore.

(Series of 1939)

Supervisor Green presented:

Resolution No. 2761, as follows:

Whereas, Almighty God has summoned to his eternal rest Mr. Watson Dana Fennimore, founder and first president of the Down Town Association; and

Whereas, Mr. Fennimore, who was the head of the California Optical Company until his retirement from business a short time ago, was for

many years actively associated with movements for the betterment of San Francisco and its downtown section, and was chiefly instrumental in securing the triangle district's notable street lighting system; and

Whereas, the many friends acquired by Mr. Fennimore during his life-span of over four-score years, join with his bereaved widow and son in sadly mourning the passing of one who was respected and loved by all; now, therefore, be it

Resolved, That this Board of Supervisors adjourn its meeting this day out of respect to the memory of the late Watson Dana Fennimore; and the Clerk is hereby directed to forward to the widow and son of the late Mr. Fennimore a suitable copy of this resolution as an expression of the Board's deep sympathy and heartfelt condolence.

Unanimously adopted by rising vote.

San Francisco Supervisors Showing Interest in Rural California.

Supervisor Colman presented the following from the Colfax Record, July 3, 1942, issue, and at his request is inserted in the Journal of Proceedings:

"The City of San Francisco, through its Board of Supervisors, last week passed a resolution urging able bodied citizens of the bay city, who are not otherwise engaged in war work, to sign up for service in the orchards and fields during the harvest season. The Board also urged the 13,000 municipal employees to spend their vacations in harvest toil.

"The resolution was introduced by Supervisor Robert Miller Green, one of this writer's former colleagues in the State Assembly. Always interested in the welfare of rural California, as well as San Francisco, it is quite natural that Green would sponsor such a splendid resolution.

"For too long a time the people of this area have felt that San Francisco did not take the interest in rural California which the leaders in the big city should have taken. But under the new leadership the Board of Supervisors is now alert to the fact that they must help the rural area, which has so largely supported their city down through the years.

"The writer noted a few months ago that Supervisor Green represented the City of San Francisco at a conference of the leaders of the gold mining industry of this area held in San Francisco.

"The Colfax Record is glad to see the hand of fellowship now being extended by the City of San Francisco to its country cousins and we believe that both the city and the surrounding rural area will benefit as a result.

"As a representative of the rural area in the State Legislature, the writer could always count on rural support from the majority of the members of the San Francisco delegation and one of those legislators, who cooperated, was Robert Miller Green, one of San Francisco's new supervisors.

"Our congratulations to Robert Miller Green and the entire Board of Supervisors of San Francisco for the interest they are showing in rural California. Keep up the good work."

Report on Traffic Conditions in Down Town San Francisco.

Supervisor Brown, in commenting on traffic conditions in down town San Francisco, reported that he felt, in some cases, that harm was being done to property owners in certain sections and along certain streets. He believed that a modification should be made in traffic regulations that might bring relief to property owners but at the same time would not really harm the major features of the recently inaugurated traffic changes. He called particular attention to communication received from him, protesting the restrictions against parking in front of the Physicians' Building to permit the depositing of passengers, and

the hardships such restrictions were working, especially on the older or less infirm patients visiting offices in that building.

Matter referred to Police Committee.

War Risk Insurance for Public Buildings.

Supervisor Roncovieri called attention to resolution presented by him and adopted by the Board, and moved that the Clerk inform all officials concerned that the matter of war risk insurance for public buildings, as covered by that resolution, is of the greatest urgency, and that immediate action should be taken.

No objection, and so ordered.

Supervisor Brown, speaking on the same general subject, moved that the Board inquire through the Mayor's office as to what the policy of the City will be with regard to obtaining war risk insurance on all city-owned buildings.

Chair appointed Finance Committee to make such inquiry.

Appointment of Committee to Attend Conference of League of California Municipalities.

Supervisor Roncovieri moved that a committee of five, to represent the Board at the Annual Conference of the League of California Municipalities, at Los Angeles, in September, be appointed by the President.

No objection, and so ordered.

Extension of Time for Collection of Dog License Fees.

Supervisor Uhl moved that, pursuant to communication from Mrs. M. V. Lundy, the time for collection of dog licenses be extended to August 1, 1942.

Motion carried.

Funston Avenue Approach to Golden Gate Bridge.

Supervisor Roncovieri presented:

To the Honorable, the Board of Supervisors,
City and County of San Francisco.

Gentlemen: Under the heading of unfinished business, I submit for the record, the following review of the case of the Funston Avenue Approach to the Golden Gate Bridge.

Funston Avenue Approach to the Golden Gate Bridge

On January 25, 1937, the Board of Supervisors adopted Resolution No. 3040, quoted as follows:

"Resolved, That this Board of Supervisors does hereby approve Project Statement covering portion of the State Highway System upon which in its regular order, moneys allocated to the City and County of San Francisco by the State out of the One-Quarter Cent Gas Tax State Highway Improvement Fund shall be expended in *an amount not to exceed one-third of the cost* of construction of the Funston Avenue Approach road, in the Presidio, to the Golden Gate Bridge; and be it

"Further Resolved, That the Chief Administrative Officer be and he is hereby authorized and requested to execute the foregoing project statement for and on behalf of the City and County of San Francisco and transmit it to the District Engineer of the State Department of Public Works."

During the month of September, 1937, a Memorandum of Agreement, relative to the construction, cost, etc., of the subject approach, was entered into between the City and County of San Francisco and the Department of Public Works of the State of California.

The *total cost* of the Funston Avenue Approach was estimated at \$1,650,000. In accordance with the above Memorandum of Agreement, the estimated costs were allocated as follows:

Amount to be paid by State of California.....	\$1,100,000
Amount to be paid by City and County of San Francisco (one-third of total cost).....	550,000
Total	<u>\$1,650,000</u>

Subsequent to the signing of the Memorandum of Agreement, the State, without informing the City and County of San Francisco, made application to the Federal Government for Public Works Administration assistance not only on its own share of the cost (\$1,100,000), but also on San Francisco's share of the cost (\$550,000). This application was approved by the P.W.A. and the State was allowed a grant of forty-five (45%) per cent of the total cost (\$1,650,000) amounting to \$742,500. The State has kept this sum of \$742,500 in its entirety, repeatedly refusing to credit the City and County of San Francisco the sum of \$247,500, representing San Francisco's share of this P.W.A. grant.

When the Memorandum of Agreement for this Funston Avenue project was executed by the City and County and the State, neither party had under consideration the solicitation of Federal Government P.W.A. assistance in connection with the cost thereof.

It is my contention that the City and County should share in this P.W.A. grant of \$742,500 on the same basis as the cost of construction was allocated, namely, one-third of the P.W.A. grant amounting to \$247,500 should be credited to the City and County on its original share of the total cost.

Based on the original estimate of the total cost of construction, costs should be distributed as follows:

Total estimated cost of construction.....	\$1,650,000
Allocation of cost:	
Fed. P.W.A. Grant.....	\$742,500
State of California.....	605,000
City and County of San Francisco.....	302,500
Total	<u>\$1,650,000</u>

The difference to the City and County of San Francisco between the original allocation of costs, before the P.W.A. grant, and the effect of P.W.A. grant has on such allocation, is as follows:

City and County's original allocation of cost of construction	\$550,000
City and County's revision of such allocation based on P.W.A. grant.....	302,500

Due City and County by the State of California...\$247,500

To date, the City and County has not received from the State of California a final accounting of the total cost of constructing the Funston Avenue Approach. Based on this final accounting, I believe that the City and County should receive credit for any sum expended on this project over and above *one-third of the actual* cost of construction, *after* the Federal subvention has been deducted from the *total actual cost*.

I wish, further, to call your attention to the following resolution which I introduced and which was adopted by the Board of Supervisors on November 10, 1941:

"Authorizing City Attorney to Institute Suit Against the State of California to Recover Portion of Federal Subvention in Connection With Construction of Funston Avenue Approach to the Golden Gate Bridge.

Resolution No. 2229

(Series of 1939)

"Resolved, That the City Attorney be, and he is hereby authorized and directed to institute suit against the State of California and/or its Highway Commission to recover or be credited with one-third of the total amount of the subvention received by the State from the Federal Government in connection with the construction of the Funston Avenue Approach to the Golden Gate Bridge, and to recover or receive credit for any sum expended on this project over and above one-third of the actual cost of its construction, after the Federal subvention has been deducted from the total actual cost."

Following the adoption of the foregoing resolution, the City Attorney immediately proceeded to act. On June 12, 1942, the City Attorney, in answer to my personal inquiry, reported in writing to me as follows:

"The office of the City Attorney acknowledges receipt of the resolution dated November 10, 1941; within a few days after receipt of said resolution, and in accordance therewith, the office of the City Attorney had Mr. A. D. Wilder, Director of Public Works, make written demand upon Colonel John H. Skeggs, Division Engineer of the California Highway Commission, for an accounting in accordance with the terms of the contract.

"In reply, a letter was received from Colonel Skeggs stating that an accounting could not be rendered at the present time because of the fact that the project had not yet been completed. Said contract called for the erection of buildings for the accommodation of the offices and the furnishings thereof, and Colonel Skeggs stated that an accounting would be rendered as per the terms of the contract upon the completion of said project.

"Therefore, the statute of limitations is not running against the City, because of the failure of the California Highway Commission to furnish the City an accounting in accordance with the terms of the original contract, and, in the opinion of the office of the City Attorney, any suit brought at this time would be demurred out of court as being premature."

Respectfully submitted,

ALFRED RONCOVIERI, Supervisor.

Referred to the Finance Committee.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From British Association, thanking the Board for its resolution in appreciation of talk by Mr. E. A. Baker, London fire service official.

Filed.

From County Supervisors' Association, enclosing budget and statement of dues, 1942-1943.

Referred to Joint Finance and County, State and National Affairs Committee.

From M. Mulborn, recommending revision in present monetary system and medium of exchange.

Referred to Finance Committee.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5:15 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved, Board of Supervisors, July 13, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 29

Monday, July 13, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, JULY 13, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, July 13, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Ronco-vieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Gallagher was noted present at 2:35 p. m.

APPROVAL OF JOURNALS.

The Journals of Proceedings of the meetings of June 29, 1942, and July 6, 1942, were considered read and approved.

SPECIAL ORDER—2:00 P. M.

Assessment Confirmed.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of Thrift Street between Plymouth and Capitol Avenues, by the construction of sewers, etc., by Chas. L. Harney, as described in Declaration of Intention No. 11,527, of September 29, 1939.

June 15, 1942—*Referred to Streets Committee.*

(Note: Streets Committee recommends approval of assessment.)

No protests having been received the assessment was *confirmed and the Clerk was directed so to notify the Director of Public Works.*

SPECIAL ORDER—2:00 P. M.

Consideration Continued.

Pursuant to Resolution No. 2741 (Series of 1939), Board of Supervisors to meet as a Board of Equalization to examine the assessment books for the fiscal year 1942-1943 and equalize the assessment of property in the City and County of San Francisco.

July 6, 1942—*Consideration continued until July 13, 1942.*

The Clerk presented the following:

Honorable Board of Supervisors,
City and County of San Francisco,
City Hall.

Gentlemen: This day, Monday, July 13th, there has been delivered into the custody of the Clerk of your Board, forty-four (44) volumes,

together with indexes for same, representing the 1942-43 Assessment Roll covering the taxable land and taxable buildings in the City and County of San Francisco.

Very truly yours,

RUSSELL L. WOLDEN, Assessor.

Thereupon, consideration was continued until Friday, July 17, 1942, at 10:00 a. m., at which time the Board of Supervisors will sit as a Board of Equalization.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of the Finance Committee, heretofore Passed for Second Reading, were taken up:

Appropriating \$2,500, Real Estate Department, for Improvements in the Civic Auditorium

(Series of 1939)

Bill No. 1767, Ordinance No. 1700, as follows:

Appropriating \$2,500.00 from the surplus existing in the revenues of the Real Estate Department—Civic Auditorium to the credit of Appropriation No. 135.500.00 for making certain improvements in the auditorium.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,500.00 is hereby appropriated and set aside out of the surplus existing in the revenues of the Civic Auditorium to the credit of Appropriation No. 135.500.00 for the purpose of providing funds for general repairs and improvements to the Civic Auditorium including running hot water to the Fourth Floor, repairing corridors, sanding and filling stage units, painting windows, grilles, etc., inspecting and repairing canopy cables and miscellaneous items.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Appropriating \$40,000, Department of Public Works, for Renewal of Deck on Third Street Bridge

(Series of 1939)

Bill No. 1768, Ordinance No. 1701, as follows:

Authorizing a Supplemental Appropriation Ordinance in the amount of \$40,000.00 from the surplus existing in Appropriation 177.969.99 (Surveys and Plans for new bridge, Third and Islais Creek, to the credit of Appropriation 177.977.00, Third Street Bridge at Channel Street, necessary for the renewal of existing decking on this movable bridge.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$40,000.00 is hereby appropriated and set aside from the surplus existing in Appropriation 177.969.00 (Surveys and Plans for new bridge, Third and Islais Creek) to the credit of Approp-

priation 177.977.00, Third Street Bridge at Channel Street, necessary for the renewal of existing decking on this movable bridge.

Section 2. Due to existing United States Government regulations and priority restrictions, the preparation of plans and specifications for the construction of a new bridge at Islais Creek and Third Street is being temporarily suspended.

Section 3. The Chief Administrative Officer be and is hereby authorized and requested to execute the necessary Project Statement and Memoranda of Agreement covering this work for and on behalf of the City and County of San Francisco, and transmit them to the District Engineer of the State Department of Public Works.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Authorizing Settlement of Superior Court Action Entitled "City and County of San Francisco v. Pacific Greyhound Lines," No. 308938, Brought to Recover License Taxes.

(Series of 1939)

Bill No. 1769, Ordinance No. 1702, as follows:

Authorizing settlement of Superior Court Action entitled "City and County of San Francisco v. Pacific Greyhound Lines," No. 308938, brought to recover license taxes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Whereas, on March 24, 1942, the City and County of San Francisco commenced an action against the Pacific Greyhound Lines in the Superior Court of the State of California, in and for the City and County of San Francisco, No. 308938, to recover license taxes claimed to be due and payable, said action being brought for the recovery of the sum of \$4815.00, plus a penalty in the amount of \$722.25, or a total of \$5537.25; and

Whereas, said Pacific Greyhound Lines is willing to pay the sum of \$4235.00 in full settlement of said action, and the City Attorney recommends the settlement thereof for the sum of \$4235.00, and it appearing that said sum of \$4235.00 is a fair and reasonable settlement; and

Whereas, it is understood that said Pacific Greyhound Lines shall not be prejudiced by this settlement in any action brought by it to test the legality or constitutionality of the Municipal Code sections covering this subject matter, provided, however, that no action shall ever be brought to recover from the City and County of San Francisco the money herein involved;

Now, Therefore, the City Attorney is hereby authorized and directed to settle and compromise said action and to dismiss the same upon payment by said Pacific Greyhound Lines to the City and County of San Francisco of the sum of \$4235.00. The City Attorney is further authorized to execute such releases as shall be necessary to effect said settlement.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

**Amending Annual Salary Ordinance by Providing Overtime Pay
for Per Diem Employees**

(Series of 1939)

Bill No. 1775, Ordinance No., as follows:

Amending Ordinance No. commonly called Annual Salary Ordinance for the Fiscal Year 1942-1943, by adding Section 2.3 thereto providing for overtime pay for overtime work for employees whose compensation is fixed on a per diem basis and defining what shall constitute overtime work.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. commonly called Annual Salary Ordinance for the fiscal year 1942-1943 is hereby amended by adding Section 2.3 thereto, to provide overtime and holiday compensation for the fiscal year 1942-1943 reading as follows:

Section 2.3. The wages specified on a per diem basis in this ordinance for the respective employments included herein are for eight hours' work per day, between the hours of 8:00 A. M. and 5:00 P. M., on Monday, Tuesday, Wednesday, Thursday and Friday. For purposes of this ordinance, the said work schedule shall be considered as regular work time.

Any time worked by employees engaged in the operations and occupations named in this section on Saturday and Sunday, or on New Year's Day, Decoration Day, Independence Day, Labor Day, Admission Day, Armistice Day, Thanksgiving Day and Christmas Day shall be considered as work on holidays and such holiday work shall be compensated at double the rate herein provided for regular work time, subject, however, to the restrictions and provisions of this section. Any time worked by such employees after 12 o'clock midnight and before 8:00 o'clock A. M. shall be compensated at double the rate herein fixed, subject to the restrictions of this section.

Overtime for the employees engaged in the operations or occupations named herein shall be any time worked in excess of eight hours per day, or any time worked before 8:00 A. M. and after 5:00 P. M. on Monday, Tuesday, Wednesday, Thursday and Friday.

Overtime work for employees engaged in operations or occupations set forth in this section whose compensation is fixed in this ordinance on a per diem basis shall be compensated as set forth in this section for such overtime, subject to the provisions of this section; provided that employees engaged in these operations and occupations, under the jurisdiction of the Public Utilities Commission, shall be paid for overtime and holidays worked on the same basis that prevailed for the fiscal year 1938-1939, regardless of the fact that a higher compensation is specified in this section for overtime and holiday work.

Operations and Occupations

Asphalt and related street repair crafts as determined by the civil service classification of positions and Laborers and Cribbers and Trackmen.

Basis for Computing Compensation for Overtime as Herein Defined.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime and twice the rate fixed herein for regular time thereafter, except that the rate for overtime between 6:00 A. M. and 8:00 A. M. shall be twice the rate fixed herein for regular time.

Bricklayers, Hodcarriers, Stone Masons, Granite Cutters, Tile Setters, Plasterers, Cement Finishers, Steam Fitters, Machinists, Electrical Workers, Lathers, Engineers of Hoisting Engines and Compressor Operators and related crafts as determined by the civil service classification of positions.

Marble trades and related crafts as determined by the civil service classification of positions.

Carpenters and related crafts as determined by the civil service classification of positions.

Glaziers and related crafts as determined by the civil service classification of positions.

Painters and related crafts as determined by the civil service classification of positions.

Plumbers and Gas Fitters and related crafts as determined by the civil service classification of positions and employees engaged in pipe-caulking and installing meters and water services.

Sheet Metal Workers and related crafts as determined by the civil service classification of positions.

Chauffeurs, Truck Drivers and related crafts as determined by the civil service classification of positions.

Boiler Makers and related crafts as determined by the civil service classification of positions.

Sewer Cleaners.

Twice the rate fixed herein for regular time.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time for the first two hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time.

Twice the rate fixed herein for regular time.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter.

One and one-half times the rate fixed herein for regular time after 8 hours. Working time shall be reckoned by the half day or the full day.

One and one-half times the rate fixed herein for regular time after 8 hours.

One and one-half times the rate fixed herein for regular time for the first four hours of overtime, and twice the rate fixed herein for regular time thereafter, except that the rate for overtime between 6:00 A. M. and 8:00 A. M. shall be twice the rate fixed herein for regular time; and provided that when the ebb and flow of the tides in San Francisco Bay shall interfere with the work of cleaning, maintaining and repairing sewers to the extent that employees engaged therein cannot render service or perform work for more

than 4 hours per day, the said 4 hours shall be considered and compensated as a full day's work, unless, immediately following such work, such employees are assigned to other duties within their classification.

Regardless of other provisions of this section, whenever operations as now constituted and as now carried on regularly and continuously require the services of any of the crafts named in this section before 8:00 A. M. or after 5:00 P. M., and the employee engaged therein has during the fiscal year 1938-1939 received only straight time for such work, such employee shall be compensated for straight time only.

Section 2. This ordinance shall be retroactive as of the 1st day of July, 1942, and the amendment to said salary ordinance herein provided for shall be effective as of said date in order to make proper compensation for the several employments mentioned in said Annual Salary Ordinance, and to fully compensate the several employees engaged in said employments since the 1st day of July, 1942.

Section 3. No employee, who is eligible to be paid for overtime worked at the rates herein established, shall be permitted to work overtime as herein described unless funds are available to pay for such overtime worked at the rates herein established or unless an actual emergency exists as provided by law.

Approved as to form by the City Attorney.

Explanations of Votes.

Supervisor Colman, in explanation of his vote, stated that he did not object to paying overtime for overtime work in the recognized sense of the word. When a man's regular duties come at other than the ordinarily recognized hours of work, it becomes his routine work. For many people, regular employment comes on "off" hours, and such employees are not entitled to overtime pay. He would vote "No."

Supervisor O'Gara called attention to many employees of the Park Department, Municipal Railway Company, Water Department, etc., who receive overtime pay for work performed at other than the usual hours of employment, for which overtime compensation is paid. He saw no distinction between street cleaners and men who work in other departments. He would vote "Yes."

Thereupon, the roll was called and the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—7.

No: Supervisor Colman—1.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Final Passage.

The following recommendations of the Streets Committee, heretofore Passed for Second Reading, were taken up:

Granting Permission to United States Navy for Spur Tracks in Hunters Point District

(Series of 1939)

Bill No. 1770, Ordinance No. 1703, as follows:

Granting permission, revocable at the will of the Board of Supervisors, to the United States Navy to construct, operate and maintain certain spur tracks to give access to the Naval Dry Docks at Hunters Point.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to the recommendation of the Director of Public Works, permission, revocable at the will of the Board of Supervisors, is hereby granted to the United States Navy to construct, operate and maintain certain spur tracks to give access to the Naval Dry Docks at Hunters Point, connecting a spur track for which permit was granted the Southern Pacific Company by Department of Public Works Order No. 18,020, dated June 3, 1942, said latter spur track crossing Bancroft Avenue southeasterly from Ingalls Street, thence in an easterly direction to Hunters Point. Permission granted herein applies particularly to the following areas under the jurisdiction of the Department of Public Works:

Armstrong Avenue southeasterly from Ingalls Street;
Yosemite Avenue southeasterly from Ingalls Street;
Wallace Avenue southeasterly from Ingalls Street;
Van Dyke Avenue southeasterly from Ingalls Street;
Hawes Street southwesterly from Underwood Avenue;
Hawes Street and Underwood Avenue, crossing;
Underwood Avenue southeasterly from Hawes Street;
Thomas Avenue southeasterly from Hawes Street;
Shafter Avenue southeasterly from Hawes Street;
Revere Avenue southeasterly from Hawes Street;
Quesada Avenue southeasterly from Hawes Street;
Palou Avenue northwesterly from Griffith Street;
Palou Avenue and Griffith Street, crossing;
Oakdale Avenue northwesterly from Fitch Street;
Oakdale Avenue and Fitch Street, crossing;
Oakdale Avenue southeasterly from Fitch Street;

thence southeasterly into properties being acquired by the United States Navy under eminent domain proceedings.

Section 2. Said permission is granted subject to the provisions of Ordinance No. 69, New Series, of the Board of Supervisors, approved by the Mayor October 12, 1906, now contained in Part II, Chapter X, Article 11 of the San Francisco Municipal Code, and all of the provisions and conditions contained therein are hereby made a part of this permit to the same extent as if they were specifically set forth herein.

Section 3. All work shall be done in accordance with drawings of the Bureau of Yards and Docks of the United States Navy Department and titled "Y and D Drawings No. 194330, 194331, 194332, 194,333, and 194,334," as amended by the City Engineer's office and dated May 7, 1942. Y and D Drawing No. 194332 shows 8-inch V.C.P. culverts, and it is hereby specified that said culverts are to be constructed with 10-inch V.C.P.

Section 4. All work shall be done in accordance with grades approved by the City Engineer. The City and County of San Francisco shall be kept free from all harm and liability for damage on account of the construction, operation or maintenance of said spur tracks, and any claim arising from said construction, operation or maintenance shall, after adjudication, be met by permittee.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Accepting Roadway of Fitzgerald Ave. Between Third and Jennings Sts.

(Series of 1939)

Bill No. 1771, Ordinance No. 1704, as follows:

Providing for acceptance of the roadway of Fitzgerald Avenue between Third and Jennings Streets, including the intersection of Fitz-

gerald Avenue with Third and Keith Streets, and including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby accepted by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Fitzgerald Avenue between Third and Jennings Streets, including the intersection of Fitzgerald Avenue with Third and Keith Streets, and including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Accepting Roadways of Certain Streets in Stonecrest Subdivision

(Series of 1939)

Bill No. 1772, Ordinance No. 1705, as follows:

Providing for acceptance of the roadway of portion of Cambridge Street, Gladstone Drive, Stoneyford Avenue, Stoneybrook Avenue, Maynard Street and Ney Street, including certain intersections and including the curbs, all within Stonecrest Subdivision.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic-concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Cambridge Street from its intersection with Stoneybrook Avenue and Trumbull Street to the easterly boundary line of Stonecrest Subdivision, including the intersection of Cambridge Street with Stoneyford Avenue and with Gladstone Drive;

Gladstone Drive from Cambridge Street to Maynard Street, including the intersections of Gladstone Drive with Stoneyford Avenue, Stoneybrook Avenue and Maynard Street;

Stoneyford Avenue from Cambridge Street to Gladstone Drive;

Stoneybrook Avenue from the intersection of Trumbull and Cambridge Streets to Gladstone Drive;

Maynard Street from Trumbull Street to Gladstone Drive;

Ney Street from Trumbull Street to the westerly boundary line of Stonecrest Subdivision;

all within Stonecrest Subdivision; including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Accepting Roadway of Trumbull Street

(Series of 1939)

Bill No. 1773, Ordinance No. 1706, as follows:

Providing for acceptance of the roadway of Trumbull Street through Stonecrest Subdivision from Alemany Boulevard to the westerly line of Stonecrest Subdivision, and the intersections of Trumbull Street with Cambridge Street, Stoneybrook Avenue, Maynard Street and Ney Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Trumbull Street through Stonecrest Subdivision from Alemany Boulevard to the westerly line of Stonecrest Subdivision, and the intersections of Trumbull Street with Cambridge Street, Stoneybrook Avenue, Maynard Street and Ney Street, including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Granting Permission, Revocable at Will of the Board of Supervisors, to Paterson Pacific Parchment Company to Construct, Operate and Maintain a Certain Spur Track Within Bryant Street Between Sterling Street and Rincon Street.

(Series of 1939)

Bill No. 1733, Ordinance No. 1699, as follows:

Granting permission revocable at will of the Board of Supervisors, to Paterson Pacific Parchment Company to construct, operate and maintain a certain spur track within Bryant Street between Sterling Street and Rincon Street.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to the recommendation of the Director of Public Works, permission, revocable at will of the Board of Supervisors, is hereby granted to Paterson Pacific Parchment Company to construct, operate and maintain a spur track, the center line description of which is as follows:

Commencing at a point in the center line of existing track in Bryant Street, said point being 27 feet, more or less, southwesterly from the prolongation of the northeasterly line of Sterling Street; thence on a curve to the left for a distance of 104 feet, more or less, to a point on the northwesterly line of Bryant Street, said point being 74 feet, more or less, northeasterly from the northeasterly line of Sterling Street; thence through property owned by the State of California.

Section 2. Said permission is granted subject to the provisions of Sections 555 to 570, Article XI, Chapter X, Part II of the San Francisco Municipal Code, and all of the provisions and conditions contained in said sections are hereby made a part of this permit to the same extent as if they were specifically set forth herein.

Section 3. All work shall be done to the satisfaction and in accordance with the requirements of the Department of Public Works, and in accordance with drawing of the Southern Pacific Company, identified as Coast Division Drawing No. 13268, Sheet 1, B5723, dated March 20, 1941, and revised June 24, 1942. Any interference with the natural drainage must be corrected by permittee to the satisfaction of the City Engineer.

Section 4. The permit granted herein is given with the proviso that permission to cross State property be obtained by the Paterson Pacific Parchment Company from the State of California.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

NEW BUSINESS

Adopted.

The following recommendations of the Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department, for June, 1942.

(Series of 1939)

Resolution No. 2762, as follows:

Resolved, That the supplemental recommendation of the Public Welfare Department, containing additional name and amount to be paid as Aid to Needy Blind for the month of June, 1942, is hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

Approval of Supplemental Recommendations, Public Welfare Department, for July, 1942.

(Series of 1939)

Resolution No. 2763, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, including denials, discontinuances and other transactions for the month of July, 1942, are hereby approved;

Further Resolved, That the Public Welfare Department recommendations for care of Needy Aged Persons in County Hospital, as provided under Section 2160.7, Welfare and Institutions Code, State of California, effective as noted, are hereby approved;

Further Resolved, That the Clerk of the Board of Supervisors is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Gallagher, Shannon—3.

**Exempting from Residential Requirements of the Charter,
Employments of Rangers and Special Agents to Guard Prop-
erties of the Hetch Hetchy Water Supply and Power Project
and the San Francisco Water Department.**

(Series of 1939)

Resolution No. 2764, as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter, and on the recommendation of the Manager of Utilities and the Mayor, and with the approval of the Civil Service Commission, the positions of Ranger and Special Agent, to guard properties of the Hetch Hetchy Water Supply and Power Project and the San Francisco Water Department, are hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

(Note: The above resolution was recommended by the Finance Committee with Supervisors MacPhee and Uhl voting "aye" and Supervisor Mead voting "no.")

Discussion.

Supervisor Mead announced that he would vote "No" on the foregoing resolution. With the exception of the Director of Civilian Defense he had consistently opposed any waiving of residential requirements.

Supervisor MacPhee explained the situation, stating that the Rangers and Special Agents to guard properties of the Hetch Hetchy Water Supply and Power Project and the San Francisco Water Department must be deputy sheriffs of the counties in which they are employed, and for that reason they must be residents of such counties. For that reason it is requested that residential requirements must be waived.

Thereupon, the roll was called and the foregoing resolution was *Adopted* by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Meyer, O'Gara, Roncovieri, Uhl—7.

Noes: Supervisors Green, Mead—2.

Absent: Supervisors Brown, Shannon—2.

Authorizing Renewal of Lease of Hayes Valley Community Center.

(Series of 1939)

Resolution No. 2765, as follows:

Resolved, In accordance with the recommendation of the Recreation Department, that the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, as lessee, be and are hereby authorized and directed to enter into a renewal of lease with the Temple Methodist Episcopal Church, a corporation, as lessor, of the real property and improvements located at the southeast corner of Hayes and Buchanan Streets, San Francisco, known as Lots 16 and 16-A, Assessor's Block 819, for a period of one year beginning July 1, 1942, at a rental of \$135.00 per month, payable from such funds as may be appropriated for said purpose. The City shall have the right to cancel this lease upon 30 days written notice to the lessor. All taxes and assessments levied against the demised premises shall be paid by the lessor. The property is being used for the Hayes Valley Community Center.

The form of lease shall be approved by the City Attorney.

Recommended by Recreation Commission.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Authorizing Release of Lien Filed Re Aid Granted to Peter Menkin.

(Series of 1939)

Resolution No. 2766, as follows:

Whereas, an instrument executed by Peter Menkin was recorded in the office of the Recorder of the County of Sacramento, State of California, on December 3, 1941, in Book 926 of Official Records at page 95, which said instrument created a lien in favor of the City and County of San Francisco on the following real property situate in said County of Sacramento, described as follows:

Lot 6 in the block bounded by D and E, 7th and 8th Streets
and

Whereas, the recipient of aid who executed said agreement has offered to pay said City and County the sum of \$390.32 for a release of said real property from said lien; and

Whereas, after investigation by this Board it has been determined that the net amount which would be realized in the event that said lien was foreclosed will not exceed the said sum of \$390.32; and

Whereas, it is deemed advisable by this Board to accept said sum of \$390.32 as full payment of the amount secured by said lien; now, therefore, be it

Resolved, That upon payment of said sum of \$390.32, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Log Cabin Ranch School—Land Purchase.

(Series of 1939)

Resolution No. 2767, as follows:

Resolved, In accordance with the recommendation of the Chief Juvenile Probation Officer, that the City and County of San Francisco, a municipal corporation, accept a deed from Provident Securities Company, a corporation, or the legal owner, to approximately 620 acres of land in Sections 23, 24, 25 and 26, T. 7 S., R. 4 W., M. D. B. & M., County of San Mateo, State of California, required for the Log Cabin Ranch School, and that the sum of \$25,000.00 be paid for said real property from Appropriation No. 124.600.01.

The City Attorney shall examine and approve the title to said property.

Recommended by the Chief Juvenile Probation Officer.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

After explanation by Mr. J. J. Phillips, in reply to questioning by Supervisor Roncovieri, the foregoing resolution was *Adopted* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Passed for Second Reading.

The Finance Committee presented:

Appropriating \$1,870, Controller, for Substitution of One General Clerk at \$170 for One Secretarial Telephone Operator at \$170.50.

(Series of 1939)

Bill No. 1796, Ordinance No., as follows:

Appropriating the sum of \$1,870 from surplus existing in Appropriation No. 260.110.00, to the credit of Appropriation No. 260.110.00, creating the position of one B222 General Clerk at \$170 per month in the office of the Controller; abolishing the position of one B460 Secretarial Telephone Operator at \$170.50 in the same office.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,870 is hereby appropriated from surplus existing in Appropriation No. 260.110.00, to the credit of Appropriation No. 260.110.00, to provide funds for the compensation of one B222 General Clerk at \$170 per month in the office of the Controller for the period August 1st, 1942, to June 30, 1943.

Section 2. The position of one B222 General Clerk at \$170 per month in the office of the Controller is hereby created; the position of one B460 Secretarial Telephone Operator at \$170.50 in the same office is hereby abolished.

Recommended by the Controller.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Salary Ordinance, Controller, Substituting One General Clerk at \$170 for One Secretarial Telephone Operator at \$170.50.

(Series of 1939)

Bill No. 1797, Ordinance No., as follows:

An amendment to Bill 1734, Section 67, Controller, by deleting item 43 one B460 Secretarial Telephone Operator at \$170.50, and establishing in lieu thereof item 24.1, one B222 General Clerk at \$170.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 67, is hereby amended to read as follows:

Section 67. CONTROLLER

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Controller	\$ 833.33
3	18	B4	Bookkeeper	185
3.1	2	B4	Bookkeeper	175
7	1	B6	Senior Bookkeeper	229.50
8	1	B6	Senior Bookkeeper	227
9	6	B6	Senior Bookkeeper	210
9.1	2	B6	Senior Bookkeeper	190

10	1	B7	Assistant Supervisor of Disbursements	260
10.1	1	B7	Assistant Supervisor of Disbursements.....	250
11	1	B8	Supervisor of Disbursements	325
11.1	5	B10	Accountant	260
11.2	1	B10	Accountant	255
12	1	B10	Accountant	250
12.1	1	B10	Accountant	240
14	1	B14	Senior Accountant	325
14.1	1	B14	Senior Accountant	285
15	1	B21	Chief Assistant Controller	672.66
16	1	B26	Supervisor of Budget Statistics	325
16.1	1	B27	Supervisor of Accounts and Reports, Con- troller's Office	375
17	1	B28	Supervisor of General Audits	500
18	1	B30	Supervisor of Utilities Audits	500
19	1	B55	Supervisor of Pay Rolls	325
20	2	B210	Office Assistant (part time)	79.50
21	3	B222	General Clerk	200
22	1	B222	General Clerk	190
23	2	B222	General Clerk	185
24	2	B222	General Clerk	175
24.1	1	B222	General Clerk	170
25	1	B228	Senior Clerk	250
26	1	B228	Senior Clerk	200
27	1	B228	Senior Clerk	195.50
28	1	B234	Head Clerk	300
29	1	B234	Head Clerk	240
30	3	B234	Head Clerk	250
31	1	B237	Tax Redemption Clerk	220
32	6	B301	Pay Roll Machine Operator	175
33	1	B301	Pay Roll Machine Operator	155
33.1	1	B302	Addressing Machine Operator	155
34	1	B302	Addressing Machine Operator	170
34.1	1	B304	Senior Addressing Machine Operator	180
34.2	2	B308	Key Drive Calculating Mach. Operator....	175
35	1	B310b	Tabulating Numerical Key Punch Oper....	175
36	1	B310b	Tabulating Numerical Key Punch Oper....	170.50
37	2	B311	Bookkeeping Machine Operator	180.50
38	2	B311	Bookkeeping Machine Operator	180
39	2	B311	Bookkeeping Machine Operator	172.50
40	1	B312.1	Senior Bookkeeping Machine Operator	205
41	3	B408	General Clerk-Stenographer	175
42	1	B417	Executive Secretary to the Controller	288
44	3	B512	General Clerk-Typist	175
45	1	B512	General Clerk-Typist	170.50
45.1	2	B512	General Clerk-Typist	155
46	1	K6	Senior Attorney—Civil	400
47			Seasonal, clerical and other temporary services (as needed), at rates not in excess of Salary Standarization Sched- ules.	

Approved as to Classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer,
O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Final Passage.

The Finance Committee presented:

**Establishing Revolving Fund for the Civilian Defense Council,
Providing for the Administration thereof and Making Appropriation Therefor.**

(Series of 1939)

Bill No. 1798, Ordinance No., as follows:

Establishing revolving fund for the Civilian Defense Council, providing for the administration thereof and making appropriation therefor.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. A revolving fund is hereby established to be known as the "Civilian Defense Council Revolving Fund." The sum of \$100.00 is hereby appropriated for the operation of the fund from Appropriation 202,000.79 "Unappropriated Reserve for Civilian Defense," to the credit of Appropriation 202,966.79-1.

Section 2. The Civilian Defense Council Revolving Fund shall be used only for the payment of expenditures for "Contractual Services" and for making petty purchases of "material and supplies," incident to the conduct of the office of the Director of Civilian Defense, which expenditures cannot be conveniently paid by warrants drawn upon the Treasury of the City and County of San Francisco. No purchase from the revolving fund shall be in excess of \$5.00. Expenditures from said fund shall be made only with the approval of the Executive Head of the Civilian Defense Council and only for such items for which funds are available for reimbursement to said revolving fund.

Section 3. Said revolving fund may be maintained in cash at the office of the Director of Civilian Defense, or may be deposited in such bank or banks as the Executive Head of the Civilian Defense Council may elect. The Executive Head of the Civilian Defense Council shall cause a full, true and correct account to be kept of all moneys received or disbursed from said revolving fund and shall, at least once during each month after the establishment of said fund, render to the Controller a full, true and correct account of all disbursements made from said fund, together with proper vouchers supporting said disbursements.

Approved by the Director of Civilian Defense.

Approved by the Mayor.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Passed for Second Reading.

The Finance Committee presented:

Travel Expense Ordinance, Fiscal Year 1942-1943.

(Series of 1939)

Bill No. 1799, Ordinance No., as follows:

Providing for the amount per day for traveling expenses of officers and employees on official business during the fiscal year 1942-1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During the fiscal year 1942-1943 any officer or employee of the City and County of San Francisco, except in the discharge of routine duties, who shall under the authority of law or ordinance, leave the City and County for the purpose of performing any official duty for or on behalf of the City and County, or for the purpose of rendering any service to or for the City and County, or for the purpose of officially representing said City and County, or any board, commission, office or department, shall be allowed as the expense incident to said service the actual cost of transportation, including Pullman charges, if any, together with an amount for living expenses not to exceed fifteen (\$15.00) dollars per day for each and every day while said officer or employee is absent on said official business.

Section 2. Allowance for traveling expense shall be based upon the most efficient, direct and economical mode of transportation required by the occasion, provided, however, that at the option of the person authorized to leave the City and County of San Francisco on official business, travel may be accomplished in the State of California by such means as the person so authorized deems proper. In extraordinary or emergency cases, transportation to points outside the State of California may be contracted in the most expeditious and expedient manner.

Section 3. The number of days which shall be used as the basis for computing the allowance for expense other than transportation hereunder shall not exceed the number of days required in traveling and in attending to the business or to the purpose for which the trip is made. Provided, however, that if necessary, two (2) additional days be allowed to consummate traveling arrangements and that days taken up by unavoidable accidents or illness while en route and certified to by a duly licensed physician or surgeon, shall be construed as days devoted to official business.

Section 4. The Controller shall establish rules for the payment of all amount payable pursuant to Section 1 hereof, and for the presentation of such vouchers as he shall deem proper in connection with expenditures made pursuant to said section. No allowance shall be made for traveling expense provided for in this ordinance unless funds have been appropriated or set aside for such expenses in accordance with the provisions of the Charter.

Section 5. The Controller shall advance the sums necessary for traveling expenses, but proper account and return must be made of said sums so advanced by the person receiving the same within ten (10) days after said person returns to duty in the City and County of San Francisco.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Re-reference to Finance Committee.

On motion duly made and carried the following matters *were referred to Finance Committee:*

Appropriating \$2,724, Department of Public Health, to Adjust Compensation of One Porter; An Emergency Ordinance.

(Series of 1939)

Bill No. 1800, Ordinance No., as follows:

Reappropriating the sum of \$2,724.00 from San Francisco Hospital appropriations to Central Office Bacteriological Laboratory Appropriation to adjust compensation of one 1204 Porter effective July 1, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The amount of \$2,724.00 is hereby reappropriated and set aside out of the following appropriations in amounts indicated:

Appropriation 253.110.03-4.....	\$ 984.00
253.114.03-1.....	30.00
-2.....	120.00
-3.....	270.00
250.110.07	1,320.00
	<hr/>
	\$2,724.00

to the credit of the following appropriations in amounts indicated:

Appropriation 253.110.03-4.....	\$ 900.00
253.114.03-1.....	30.00
-2.....	120.00
-3.....	270.00
250.110.07	1,404.00
	<hr/>
	\$2,724.00

to provide compensation for one I 204 Porter in Bacteriological Laboratory at \$117.00 per month and one I 204 Porter in San Francisco Hospital at \$110.00 per month less maintenance.

Section 2. The position of one I 204 Porter at \$117.00 per month is hereby created in the Bacteriological Laboratory and the position of one I 204 Porter at \$117.00 per month less maintenance is hereby eliminated at the San Francisco Hospital and the position of one I 204 Porter at \$110.00 per month less maintenance is hereby created at the San Francisco Hospital and the position of one I 204 Porter at \$110.00 per month in the Bacteriological Laboratory is hereby eliminated for the period July 1, 1942, to June 30, 1943.

Section 3. This ordinance shall be retroactive in effect and the appropriation shall be made effective as of July 1, 1942, and said position is created as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective July 1, 1942, to-wit: uninterrupted operation of the Department of Public Health and for the purpose of compensating the employee affected for services rendered in performing the duties of said position.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Approved as to funds available by the Controller.

Re-referred to Finance Committee.

**Appropriating \$240, Department of Public Health, to Adjust
Compensations of Two Telephone Operators; An Emergency
Ordinance.**

(Series of 1939)

Bill No. 1801, Ordinance No., as follows:

Reappropriating the sum of \$240.00 in Appropriation 253.110.00 to the credit of Appropriation 253.110.00 to adjust compensation of two B454 Telephone Operators at San Francisco Hospital effective July 1, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$240.00 is hereby reappropriated out of appropriation 253.110.00 to the credit of appropriation 253.110.00 to provide adjusted compensation for two B454 Telephone Operators at \$167.00 per month at San Francisco Hospital for the period July 1, 1942, to June 30, 1943.

Section 2. The positions of 2 B454 Telephone Operators at \$167.00 per month are hereby created at San Francisco Hospital and the positions of 2 B454 Telephone Operators at \$157.00 per month at San Francisco Hospital are hereby eliminated for the period July 1, 1942, to June 30, 1943.

Section 3. This ordinance shall be retroactive in effect and the appropriation shall be made effective as of July 1, 1942, and said position is created as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective July 1, 1942, to-wit: the uninterrupted operation of the Department of Public Health for the purpose of compensating the employee affected for services rendered in performing the duties of said position.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Approved as to funds available by the Controller.

Following statement by the Controller that he had not yet certified the foregoing bill as to availability of funds, and on motion by Supervisor MacPhee, the foregoing matter was *re-referred to the Finance Committee*.

The Finance Committee presented:

Appropriating \$1,800, Department of Public Health, for Change in Assignment of One Physician; An Emergency Ordinance.

(Series of 1939)

Bill No. 1802, Ordinance No., as follows:

Reappropriating the sum of \$1,800.00 in Appropriation 253.110.00 to the credit of appropriation 253.110.00 to provide funds to compensate one L359 Supervising Physician, Blood Bank (part time) at \$150.00 per month at San Francisco Hospital and eliminating one L360 Physician (part time) at \$150.00 per month at San Francisco Hospital, effective July 1, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,800.00 is hereby reappropriated and set aside out of the existing surplus in appropriation 253.110.00 to the credit of appropriation 253.110.00 to provide compensation for one L359 Supervising Physician, Blood Bank (part time) at \$150.00 per month at the San Francisco Hospital for the period July 1, 1942, to June 30, 1943.

Section 2. The position of one L359 Supervising Physician, Blood Bank (part time) at \$150.00 per month at San Francisco Hospital is hereby created and the position of one L360 Physician (part time) at \$150.00 per month at San Francisco Hospital is hereby eliminated for the period July 1, 1942, to June 30, 1943.

Section 3. This ordinance shall be retroactive in effect and the appropriation shall be made effective as of July 1, 1942, and said position is created as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an

actual emergency exists which necessitates this ordinance becoming effective July 1, 1942, to-wit: uninterrupted operation of the Department of Public Health and for the purpose of compensating the employee affected for services rendered in performing the duties of said position.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Approved as to funds available by the Controller.

Re-referred to Finance Committee.

**Appropriating \$600, Department of Public Health, to Adjust
Compensations of One Orderly and Four Porters; An Emergency Ordinance.**

(Series of 1939)

Bill No. 1803, Ordinance No., as follows:

Reappropriating the sum of \$600.00 in Laguna Honda Home appropriations to adjust compensation of one I 116 Orderly and four I 204 Porters effective July 1, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$600.00 is hereby reappropriated and set aside out of the following Laguna Honda Home appropriations in amounts indicated:

Appropriation No. 251.110.02-2.....\$ 48.00

Appropriation No. 251.110.02-3..... 552.00

to the credit of the following Laguna Honda Home appropriations in amounts indicated:

Appropriation No. 251.110.02-2.....\$ 48.00

Appropriation No. 251.110.02-3..... 552.00

to provide adjusted compensation for the following employments:

One I 116 Orderly at \$127.00 per month; three I 204 Porters at \$123.00 per month; one I 204 Porter at \$117.00 per month at Laguna Honda Home for the period July 1, 1942, to June 30, 1943.

Section 2. The positions of I 116 Orderly at \$127.00 per month, three I 204 Porters at \$123.00 per month and one I 204 Porter at \$117.00 per month are hereby created at Laguna Honda Home and the positions of one I 116 Orderly at \$123.00 per month and four I 204 Porters at \$110.00 per month are hereby eliminated at Laguna Honda Home for the period July 1, 1942, to June 30, 1943.

Section 3. This ordinance shall be retroactive in effect and the appropriation shall be made effective as of July 1, 1942, and said positions created as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists which necessitates this ordinance becoming effective July 1, 1942, to-wit: the uninterrupted operation of the Department of Public Health and for the purpose of compensating employees affected for services rendered in performing the duties of said position.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Approved as to funds available by the Controller.

Following statement by the Controller that he had not yet certified the foregoing bill as to availability of funds, and on motion by Supervisor MacPhee, the foregoing matter was *re-referred to the Finance Committee*.

Final Passage.

The Finance Committee presented:

Amending Salary Ordinance, Purchasing Department, Deleting One Storekeeper at \$150, Adding One General Storekeeper at \$180; An Emergency Ordinance.

(Series of 1939)

Bill No. 1804, Ordinance No., as follows:

An amendment to Bill No. 1734, Section 36, Purchasing Department, by decreasing the number of employments under item 8 from 4 to 3 B352 Storekeeper at \$150 and inserting in lieu thereof item 13, one B354 General Storekeeper at \$180. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 36 is hereby amended to read as follows:

Section 36. PURCHASING DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
0.1	1	B4	Bookkeeper	\$ 175
1.1	1	B222	General Clerk	170.50
1.2	1	B222	General Clerk	155
2	*2	B222	General Clerk	200
3	1	B222	General Clerk	175
4	1	B234	Head Clerk	250
5	1	B310b	Tabulating Numerical Key Punch Operator	175
5.1	1	B310b	Tabulating Numerical Key Punch Operator	170.50
5.2	1	B310b	Tabulating Numerical Key Punch Operator	170
6	2	B310b	Tabulating Numerical Key Punch Operator	162
6.1	1	B310.1	Senior Tabulating Machine and Key Punch Operator	200
8	3	B352	Storekeeper	150
11	2	B354	General Storekeeper	200
12	2	B354	General Storekeeper	195
13	1	B354	General Storekeeper	180
14	1	B358	Assistant Stationery Buyer	225
15	1	B360	Printing and Stationery Buyer	250
16	1	B362	Produce Buyer and Storekeeper	212
20	1	B364	Produce Buyer and General Storekeeper....	263
21	1	B366	Assistant Purchaser of General Supplies....	250
21.1	1	B366	Assistant Purchaser of General Supplies....	239.50
21.2	1	B366	Assistant Purchaser of General Supplies....	215
22	1	B366	Assistant Purchaser of General Supplies....	207
22.1	1	B366	Assistant Purchaser of General Supplies....	200
23	1	B368	Chief Assistant Purchaser of Supplies.....	265
24	1	B371	Purchasing Agent—Water Service.....	325
25	1	B374	Purchaser of Supplies	666.66
26	1	B382	Supervisor of Equipment and Supplies.....	212
27	2	B408	General Clerk-Stenographer	200
28	3	B408	General Clerk-Stenographer	175
28.1	5	B408	General Clerk-Stenographer	170.50
29	2	B408	General Clerk-Stenographer	170

30	1	B408	General Clerk-Stenographer	172
30.1	1	B408	General Clerk-Stenographer	155
31	1	B512	General Clerk-Typist	155
31.1	1	B512	General Clerk-Typist	162
32	1	B512	General Clerk-Typist	175
33	1	B512	General Clerk-Typist	190
34	3	J 4	Laborer, \$7.60 per day	
35	1	J 12	Labor Foreman	200
38	4	J 66	Garageman	190
38.1	1	J 66	Garageman	169
39			Seasonal clerical and other temporary services as needed at rates not in excess of salary standardization schedules.	

*One position to be classified by Civil Service Commission.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Purchasing Department, by establishing the correct classifications for this position.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Salary Ordinance, Board of Education, as It Affects Several Non-Certificated Positions; An Emergency Ordinance.

(Series of 1939)

Bill No. 1805, Ordinance No., as follows:

An amendment to Bill 1734, Section 83, Board of Education, by changing compensation under item 22, 1 B380 Armorer, R.O.T.C. (part time) from \$125 to \$160, and deleting the words "part time"; and by decreasing the number of employments under item 26 from 7 to 6 B408 General Clerk-Stenographer at \$162; increasing the number of employments under item 27 from 17 to 18 B408 General Clerk-Stenographer at \$155; by decreasing the number of employments under item 38 from 5 to 4 B512 General Clerk-Typist at \$155, and inserting in lieu thereof item 36.1, 1 B512 General Clerk-Typist at \$168 (Emergency Ordinance, effective July 1, 1942.)

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 83, is hereby amended to read as follows:

Section 83. BOARD OF EDUCATION— NON-CERTIFICATED EMPLOYEES

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months..... 8 months.....	291 303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235

9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	4	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	11	B408	General Clerk-Stenographer, \$6 per day.....	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
45	1	C104	Janitor (part time)	16
46	1	C104	Janitor (part time)	25
47	34	C105	Special Janitor	162.50
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205

64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75			Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.	
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*One position subject to classification by the Civil Service Commission.

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Board of Education, by establishing the correct rates of pay for these positions.

Approved as to classification by Civil Service Commission.

Approved as to form by City Attorney.

Discussion.

Supervisor MacPhee announced that inasmuch as the Board of Supervisors has no control over the funds of the Board of Education he would like to vote against the foregoing bill, but, as explained by the Civil Service Commission, there is no alternative but to vote for the bill.

Mrs. Kathleen Dolen, representing the Civil Service Commission, pointed out that the employees affected are "non-certificated," and are subject to salary standardization. The Commission has nothing but the salary ordinance with which to check the payroll.

Refused Passage.

Thereupon, the roll was called and Final Passage of the foregoing bill was *refused* by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Meyer, O'Gara. Uhl—6.

Noes: Supervisors Green, Mead, Roncovieri—3.

Absent: Supervisors Brown, Shannon—2.

Action Rescinded.

Subsequently during the proceedings, Supervisor MacPhee requested that the foregoing item again be taken up, and informed the Board that unless the bill received the approval by the Board, employees affected would not receive their salaries.

Mrs. Dolen, on again being accorded the privilege of the floor, stated the bill merely provides for adjustments to accord with seniority and salary standardizations, and confirmed the statement by Supervisor

MacPhee that Final Passage was necessary in order to insure payments of salaries to employees affected.

Thereupon, on motion by Supervisor Mead, seconded by Supervisor Green, the former action of the Board, whereby Final Passage had been refused, was *rescinded by unanimous vote*.

Final Passage.

Whereupon, the roll was again called and the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Final Passage.

The Finance Committee presented:

Amending Salary Ordinance, Department of Public Works, Deleting One Janitor at \$155, Adding One Window Cleaner at \$160; An Emergency Ordinance.

(Series of 1939)

Bill No. 1806, Ordinance No., as follows:

An amendment to Bill 1734, Section 42, Department of Public Works, Bureau of Building Repair, by decreasing the number of positions under item 16 from 47 to 46 C104 Janitors at \$155, and adding in lieu thereof item 25, 1 C202 Window Cleaner at \$160. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 42, is hereby amended to read as follows:

Section 42. DEPARTMENT OF PUBLIC WORKS— BUREAU OF BUILDING REPAIR

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A8	Assistant Superintendent of Maintenance and Repair of Public Buildings	\$ 400
2	1	A10	Superintendent of Maintenance and Repair of Public Buildings	475
3	1	A161	General Foreman Carpenter, D. P. W., 4 months, \$314; 8 months	326
5	1	A358	General Foreman Painter, D. P. W.	326
6	1	A408	General Foreman Plumber, D. P. W.	363
7	1	A460	General Foreman Sheet Metal Worker, D.P.W.	326
8	1	A506	General Foreman Steamfitter, D.P.W.	363
9	1	E111	General Foreman Electrician, D.P.W.	363
10	10	C52	Elevator Operator	155
10.1	1	C52	Elevator Operator	160
11	1	C52	Elevator Operator	154
12	2	C52	Elevator Operator	152
12.1	2	C52	Elevator Operator	145
13	1	C54	Elevator Starter	180
14	1	C102	Janitress	140
15	1	C102	Janitress (part time)	79.50
16	46	C104	Janitor	155
17	7	C104	Janitor	145
18	4	C104	Janitor	165
19	1	C107	Working Foreman Janitor	190

19.1	1	C107	Working Foreman Janitor	165
20	2	C108	Foreman Janitor	182.50
21	1	C108	Foreman Janitor	185
22	1	C110	Head Janitor	252.50
23	2	C152	Watchman	155
24	3	C152	Watchman	152
24.1	1	C152	Watchman (part time)	145
25	1	C202	Window Cleaner	160
26	5	C202	Window Cleaner	170
27	1	C204	Sub-Foreman Window Cleaner	185
28	5	O166	Fireman of Stationary Steam Engines.....	210
29	7	O168	Engineer of Stationary Steam Engines ...	258
30	2	O172	Chief Engineer of Stationary Steam En- gines	325

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Works, Bureau of Building Repair, by establishing the correct classification for this position.

Approved as to classification by Civil Service Commission.

Approved as to form by City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Re-reference to Committee.

The following matter, from Police Committee, Without Recommendation, was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Ordinance Providing for Fire Watchers and Fire Fighting Equipment in Buildings in the City and County of San Francisco. An Emergency Ordinance.

(Series of 1939)

Bill No. 1793, Ordinance No., as follows:

Ordinance providing for fire watchers and fire fighting equipment in buildings in the City and County of San Francisco. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. During such time as a state of war shall exist between the United States and any foreign power, and in addition to the requirements of any law of the State of California, or the City and County of San Francisco, for the prevention, detection, extinction and control of fire in the City and County of San Francisco:

(A) The owner, lessee and occupant of every wharf, pier, pier shed or other waterfront structure; of every hotel, private club, institution, public building, industrial plant, factory, warehouse, or other industrial or commercial building and of every apartment house containing more than four apartments, shall keep and maintain at or about such premises and in such location as the Civilian Defense Council of the City and County of San Francisco, by rule or regulation, shall direct, at least the following equipment, materials, facilities and personnel for the fighting and extinguishment of any fire which might occur as a result of sabotage, or of enemy action or attack:

(1) EQUIPMENT.

(a) *Pumps*.—One pump of the type commonly known as a Stirrup Pump, or of such other kind or type as approved by the Civilian Defense Council of the City and County of San Francisco, on the roof of such premises, and one additional pump for each 8000 square feet, or part thereof, of roof area in excess of 8000 square feet. Where the roof of such premises is so constructed that a pump cannot be made readily accessible thereon, the pump or pumps required shall be kept on the floor immediately below the roof, or at such other location as said Civilian Defense Council shall designate by rule or regulation.

(b) *Water*. At the place where each pump is so located two pails or buckets filled with water and of at least twelve quarts capacity.

Barrels. One barrel or other container of not less than thirty gallons capacity, filled with water, on each roof of such premises, and one additional such barrel or container for each 8000 square feet, or part thereof, of roof area in excess of 8000 square feet.

(c) *Sand*. Two covered and waterproofed pails or buckets fitted with a handle and of at least twelve quarts capacity, filled with dry sand or such other substitute materials approved by said Civilian Defense Council, on each roof, and one additional such pail or bucket on such roof for each 8000 square feet, or part thereof, of roof area in excess of 8000 square feet.

(d) *Tools*. At the place where each such container of dry sand is so located, one long-handled square end shovel and one long-handled hoe.

(e) *Lights*. Two flashlights under the direct control of the personnel as hereinafter provided.

(f) Such other additional equipment as said Civilian Defense Council may, in its discretion, by general rule or regulation, direct in order to carry out the purposes and intent of this ordinance.

(2) PERSONNEL.

During a period of air raid alarm at least one "fire watcher" for each 8000 square feet, or part thereof, of roof area on such premises in excess of 8000 square feet, who shall be instructed in the location and use of such fire fighting equipment. Where the roof is so constructed as to be dangerous or impossible to occupy, such "fire watchers" shall be stationed on the floor immediately below the roof.

Provided, however, that where the Civilian Defense Council of the City and County of San Francisco finds that one or more roofs in any given area may be adequately watched and protected by a lesser number of "fire watchers" than would be required under the foregoing provisions of this section, said Civilian Defense Council may permit such roofs in said area to be watched and protected, during an air raid alarm, by such "fire watchers" as, in its discretion, it deems sufficient to adequately protect the people and property in such area.

(B) The owner, lessee and occupant of every building used for dwelling purposes, and not included in Subdivision (A) above, shall procure for the use of the occupant or occupants thereof, and shall have at all times in such building and readily available at least the following equipment and materials for the fighting and extinguishment of any fire occurring as the result of sabotage or enemy action or attack:

(a) Two pails, buckets or other suitable containers of at least twelve quarts capacity, filled with dry sand, or such other substitute material approved by said Civilian Defense Council;

(b) One long-handled shovel and one long-handled hoe or rake;

(c) One axe or hatchet and one stepladder, the top rung of which reaches within three feet of the ceiling of said premises.

Provided further that where such building contains more than one apartment or flat, each such apartment or flat shall contain the equipment as provided in (a), (b) and (c) as immediately above set forth; excepting that where such building is of more than one floor, such ladder need only be provided in each flat or apartment occupying the top floor.

(d) Such owner shall also provide means of access to the roof of such building, either by an interior stairway and scuttle, exterior fire escape, or a portable ladder of sufficient length.

Section 2. Whenever, due to priorities or the exigencies of the present war, it is impossible or difficult to obtain any of the materials or equipment provided for in this ordinance, said Civilian Defense Council may, by general rule or regulation, permit the use of substitute material or equipment in order to carry out the intent of this ordinance.

Section 3. Said Civilian Defense Council of the City and County of San Francisco is hereby authorized, directed and empowered to prepare and promulgate such rules and regulations and revisions, and amendments thereof, as may in its discretion be necessary to carry out the purposes and intent of this ordinance.

Section 4. Any person violating the provisions of this ordinance or the provisions of any rule or regulation promulgated by said Civilian Defense Council, pursuant to the powers vested in it by this ordinance, shall be guilty of a misdemeanor and upon conviction for such violation shall be punished as follows: For the first offense, by a fine not to exceed fifty dollars (\$50.00) or by imprisonment in the county jail for a term not to exceed thirty (30) days or by both such fine and imprisonment; for the second and every offense thereafter, by a fine not to exceed five hundred dollars (\$500.00) or by imprisonment in the county jail for a term not to exceed six (6) months or by both such fine and imprisonment.

Section 5. This ordinance is passed as an emergency measure and the Board does, by the vote by which this ordinance is passed, declare that an emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of this emergency being as follows:

That a state of war now exists between the United States of America and several foreign powers; that during the existence of such war between the United States and any of said foreign powers the probability exists of an immediate air attack upon the western coast of the United States of America, including the City and County of San Francisco; that the official records of the enemy bombing attacks on London, Honolulu and other cities reveal that following an air raid great and extensive damage was occasioned by the lack of "fire watchers" and fire fighting equipment on and in the buildings in said cities; that due to the type of construction of a major portion of the buildings in the City and County of San Francisco, and due to the comparatively small area occupied by said city and county, and the resultant congestion, it is imperative, in order to properly protect the said City and County of San Francisco during such an air raid, that the provisions of this ordinance become effective at once.

Section 6. If any provision of this ordinance, or the application thereof to any person or citizen, is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 7. Any rule or regulation promulgated by said Civilian

Defense Council, under the authority given by this ordinance, shall become effective upon the publication of said rule or regulation for five (5) days in an official newspaper in the City and County of San Francisco.

Approved as to form by the City Attorney.

July 6, 1942—*Consideration continued until July 13, 1942.*

(NOTE: The Police Committee recommends that the Board consider the above ordinance while sitting as a Committee of the Whole.)

On motion by Supervisor Gallagher the foregoing bill was *re-referred* to Police Committee.

Adopted.

The following recommendations of the Public Health and Welfare Committee were taken up:

Present: Supervisors Shannon, Brown, Roncovieri.

Requesting Report From Public Buildings, Lands and City Planning Committee on Proposal to Provide Free Entertainment in Civic Auditorium for Service Men Each Monday Night.

(Series of 1939)

Resolution No. 2768, as follows:

Resolved, That the Public Buildings, Lands and City Planning Committee of this Board be and is hereby requested to study the following proposal and to make its recommendation to the Board: that the Civic Auditorium shall be made available on Monday night of each week for the entertainment, free of charge, of men in the armed forces; that an endeavor be made to provide entertainment from those night clubs who do not operate on Monday night and to assess a charge of \$5 or \$10 against those private citizens whose desire it is to attend such functions, the proceeds of which shall be donated to the United Service Organization; and, be it

Further Resolved, That the Public Buildings, Lands and City Planning Committee be directed to hold hearings on this subject as soon as possible and to invite the attendance of all interested parties including the U.S.O. and other service organizations, the Morale Division of the Army and Navy and the various night clubs and restaurants throughout San Francisco which provide entertainment that might be available for the foregoing purpose.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Authorizing Dr. J. C. Geiger, Director of Public Health, and Dr. Emmett E. Sappington, Assistant Director of Public Health, to Sign Orders and Documents for Narcotics and Alcohol for the Institutions of the Department of Public Health for Year Commencing July 1, 1942, and Ending June 30, 1943.

(Series of 1939)

Resolution No. 2769, as follows:

Resolved, That J. C. Geiger, Director of Public Health, and Emmett E. Sappington, Assistant Director of Public Health, are hereby appointed with full authority for the year commencing July 1, 1942, and ending June 30, 1943, to sign orders and documents for narcotics and alcohol for the institutions of the Department of Public Health; namely, the Laguna Honda Home, the San Francisco Hospital, the Emergency Hospitals, the Central Office, the San Francisco City Clinic, 33 Hunt

Street, and the Hassler Health Home at Redwood City, California, in compliance with the rules and regulations of the Narcotic Division and the Alcohol Tax Unit of the Treasury Department, Internal Revenue, San Francisco, California.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Passed for Second Reading.

The following recommendation of the Streets Committee was taken up:

Present: Supervisors Meyer, Gallagher, Mead.

Accepting Roadway of Blackstone Court.

(Series of 1939)

Bill No. 1807, Ordinance No., as follows:

Providing for acceptance of the roadway of Blackstone Court, from Franklin Street to its westerly termination, including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Blackstone Court, from Franklin Street to its westerly termination, including the curbs.

Approved as to form: City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Amending Resolution No. 2568 (Series of 1939), "Rules of Order of the Board of Supervisors," by Adding Thereto a New Rule Regulating the Reading of Documents.

(Series of 1939)

Supervisor Green presented:

Resolution No., as follows:

Resolved, That Resolution No. 2568 (Series of 1939), "Rules of Order of the Board of Supervisors," is hereby amended by adding thereto a new rule to be designated Rule, to read as follows:

RULE Upon the objection of any member no communication shall be read unless it relates either to matter appearing upon the calendar for the day upon which such communication is offered, or to a matter proposed for enactment as an emergency measure on the day upon which such communication is offered. All such communications together with the matter to which they relate shall be referred to the proper committee by the President.

Except by suspension of the rules, and except as to emergency measures, only the caption or title of a bill or resolution shall be read upon the day of introduction of such bill or resolution.

Referred to Rules Committee.

Appropriating the sum of \$22,165 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.110.79-3, Permanent Salaries, Air Raid Warden Service, to Provide Funds for the Employment of 13 B512 General Clerk-Typists in the Office of Civilian Defense for the Period August 1, 1942, to June 30, 1943; an Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. 1808, Ordinance No. 1707, as follows:

Appropriating the sum of \$22,165 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-3, Permanent Salaries, Air Raid Warden Service, to provide funds for the employment of 13 B512 General Clerk-Typists in the office of Civilian Defense for the period August 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$22,165 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-3, Permanent Salaries, Air Raid Warden Service, to provide funds for the employment of 13 B512 General Clerk-Typists in the office of Civilian Defense for the period August 1, 1942, to June 30, 1943, which positions are hereby created.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Air Raid Warden Service is charged with important duties and responsibilities involving the welfare, health and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency, and that said sum herein appropriated is necessary for the efficient operation of said Air Raid Warden Service.

Recommended by Acting Director of Civilian Defense.

Funds available by Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

After explanation of the foregoing by Supervisor MacPhee and by Mr. John McKown, Assistant Director of Civilian Defense, the roll was called and the bill was *Finally Passed* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

An Amendment to Bill 1734, Section 4a, San Francisco Civilian Defense Council, by Increasing the Number of Employments Under Item 8 from 11 to 24 B512 General Clerk-Typist at \$155.
An Emergency Ordinance Effective August 1, 1942.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. 1809, Ordinance No. 1708, as follows:

An amendment to Bill 1734, Section 4a, San Francisco Civilian Defense Council, by increasing the number of employments under item 8

from 11 to 24 B512 General Clerk-Typist at \$155. An emergency ordinance effective August 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 4a, is hereby amended to read as follows:

Section 4a. SAN FRANCISCO CIVILIAN DEFENSE COUNCIL

The following positions are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B52	Assistant Supervisor, Public Information and Instruction Service.....	\$ 300
2	1	B90.1	Director of Civilian Defense.....	600
2.1	1	B90.2	Assistant Director of Civilian Defense...	400
3	1	B210	Office Assistant	106
4	1	B310a	Tabulating Alphabetic Key Punch Operator	155
5	12	B408	General Clerk-Stenographer	155
6	1	B419.2	Secretary, Advisory Board	250
7	1	B454	Telephone Operator	150
8	24	B512	General Clerk-Typist	155
9	1	G300	Supervisor, Volunteer Registration.....	225

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Air Raid Warden Service is charged with important duties and responsibilities involving the welfare, health and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency, and that said sum herein appropriated is necessary for the efficient operation of said Air Raid Warden Service.

Approved as to classification by the Civil Service Commission.

By Personnel Director and Secretary.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Empowering Purchaser of Supplies and Chief Administrative Officer to Dispose of Rubber and Strategic Metals Not Essential to Functioning of City Departments.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2770, as follows:

Resolved, That the City Purchaser of Supplies is hereby empowered, with the approval of the Chief Administrative Officer, to authorize the various departments of the City and County government to dispose of rubber and strategic metals in accordance with policies of federal government agencies charged with responsibilities for collection of salvaged materials to aid the nation's war effort; and be it

Further Resolved, That it is the sense of this Board that rubber mats and cushions and other articles made of rubber that are the property of the City and County and are not essential to the functioning

of the various departments should be delivered to the proper governmental agencies at the fixed price of one cent a pound.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Appropriating the Sum of \$30,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.903.02-1, to Provide Funds to Meet the Expenses of the San Francisco War Price and Rationing Board for the Period July 1, 1942, to June 30, 1943; an Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. 1810, Ordinance No. 1709, as follows:

Appropriating the sum of \$30,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$30,000 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the following expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943:

Rents	\$10,800
Janitorial Service	3,000
Heat, light and water.....	4,050
Misc. Contractual Expense.....	6,150
Administrative Expense, Salary County Coordinator....	6,000
Total	<u>\$30,000</u>

Section 2. The Controller and Treasurer of the City and County of San Francisco are hereby authorized and directed to pay to said San Francisco War Price and Rationing Board such amounts as the Mayor may approve.

Section 3. All payments made to the San Francisco War Price and Rationing Board under authority of this ordinance shall be accounted for and supported by receipts and vouchers satisfactory to the Controller not later than the 20th day of the month following the month in which such expenses have been incurred.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of the emergency is as follows: The San Francisco War Price and Rationing Board is without funds to operate in the City and County of San Francisco. The failure of said San Francisco War Price and Rationing Board to operate in the City and County of San Francisco involves and threatens the welfare of the citizens of the City and County of San Francisco, as well as the property of the said City and County.

Mr. Clay Miller, on being granted the privilege of the floor, explained in full the necessity for the proposed appropriation. Mr. Miller outlined also San Francisco's responsibility in the matter.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Employment of Local People by the San Francisco War Price and Rationing Board.

Supervisor Uhl, in consideration of the appropriation of \$30,000 for the San Francisco War Price and Rationing Board, moved that the Board respectfully request the San Francisco War Price and Rationing Board to give consideration to employment of local people, including those on W.P.A. rolls, in its operations in San Francisco.

Motion carried.

Petition for Prohibition of Parking on California Street Between Montgomery and Sansome Streets.

Supervisor Uhl presented petition signed by property owners on California Street between Montgomery and Sansome Streets, petitioning for elimination of parking, except for commercial vehicles, on said block.

Referred to Police Committee.

Appreciation of Board's Action with Respect to Aid in Harvesting Crops.

Supervisor Green reported that he had received various communications from citizens in Lake and Tuolumne Counties, expressing appreciation of the Board's action with respect to urging aid in the harvesting of crops.

Supervisor Colman reported, also, that he, too, had received much favorable comment from citizens in the rural counties as to the action of the Board of Supervisors.

Report on Fourth of July Celebration.

Supervisor Uhl reported on the Fourth of July celebration. In addition to the outstanding parade on that day, Supervisor Uhl paid particular tribute to the pageant, under the direction of Miss Margaret Krsak. It was impossible for the committee to obtain the Civic Auditorium for that pageant. The pageant was held in the Opera House, which seats only 3000 people. The Committee was handicapped, being able to obtain only \$2,000 for the celebration, and Supervisor Uhl announced his intention to present legislation, at a necessary date, to provide for an annual appropriation of \$5,000 for the Fourth of July celebration.

Communications.

Communications were presented as follows, read by the Clerk, and acted on as noted:

From Mrs. A. Benning, advocating a bond election for acquisition of Market Street Railway Company properties.

Referred to Joint Finance and Public Utilities Committee.

From Board of State Harbor Commissioners, and presented by Supervisor Gallagher, commenting on proposed ordinance providing for fire watchers and fire fighting equipment in San Francisco buildings.

Referred to Police Committee.

From Francis Carroll, State Director, Office of Price Administration, presenting details with regard to rationing and price control program.

Filed.

From Registrar of Voters, replying to request for information as to feasibility and legality of holding a special municipal election on the same day as the August primary election.

Referred to Finance Committee.

RECESS.

There being no further business, the Board, at the hour of 3:45 p. m., recessed, to reconvene on Friday, July 17, 1942, at 10:00 a. m., to sit as a Board of Equalization.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors July 20, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 30

FILED
PERIODICAL DEPT.

Monday, July 20, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, JULY 20, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, July 20, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The Roll was called and the following Supervisors were noted present:

Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Roncovieri—3.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Gallagher was noted present at 2:35 p. m.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of July 13, 1942, was considered read and approved.

Report from Director of Civilian Defense.

During the meeting, Mr. Jack Helms, director of Civilian Defense, pursuant to invitation by Supervisor MacPhee, appeared before the Board and reported on the result of his endeavors in Washington to obtain priorities for equipment necessary for the defense of San Francisco in case of air raid or other possible war damage. Priorities have been granted for 356 pumping units, at a cost of about \$1,000,000.

SPECIAL ORDER—2:00 P. M.

Assessment Confirmed.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of Norwich Street, north-erly one-half, between 27.5 feet and 110 feet west of Alabama Street, and of the crossing of Norwich and Harrison Streets, by paving, etc., by Eaton & Smith, as described in Declaration of Intention Order No. 16230 of July 11, 1941.

No protests having been filed, assessment *was confirmed and the Clerk was directed so to notify the Director of Public Works.*

SPECIAL ORDER—2:00 P. M.

Assessment Confirmed.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of Thirty-sixth Avenue between Ortega (south line) and Pacheco Streets (south line), by paving, etc., by Chas. L. Harney, as described in Declaration of Intention Order No. 16529 of August 29, 1941.

No protests having been filed, assessment *was confirmed and the Clerk was directed so to notify the Director of Public Works.*

SPECIAL ORDER—2:00 P. M.**Assessment Confirmed.**

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of Sunnydale Avenue between Hahn and Schwerin Streets, by paving, etc., by The Fay Improvement Company, as described in Declaration of Intention Order No. 16502 of August 27, 1941.

No protests having been filed, assessment *was confirmed and the Clerk was directed so to notify the Director of Public Works.*

SPECIAL ORDER—3:00 P. M.**Consideration Continued.**

The following from Joint Finance and Public Utilities Committee Without Recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

Authorizing Public Utilities Commission to Enter Into Lease With Market Street Railway Company for Acquisition of Its Transportation Facilities, With an Option to Purchase.

(Series of 1939)

Bill No. 1741, Ordinance No., as follows:

Authorizing Public Utilities Commission to enter into lease with Market Street Railway Company for acquisition of its transportation facilities, with an option to purchase.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities Commission, adopted May 25, 1942, the said Commission is hereby authorized and directed to enter into a lease with the Market Street Railway Company which lease shall, among other things, provide for the acquiring of the use of all the operating properties of the said company, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, carbarns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

July 6, 1942—Consideration continued until July 20, 1942.

Discussion.

Supervisor Green, in discussing the foregoing matter, called attention to his request that the City Attorney prepare a rough draft of the proposed lease. He had not yet seen such a draft, and, accordingly he would not vote for any such plan until he knew for what he was voting.

Supervisor Colman announced that he desired to suggest an amendment to the Bill as presented, and as suggested by both the Mayor and by Supervisor Mead. He would suggest that the words in the title "to enter into," be deleted and there be substituted therefore, the

words "to negotiate a." and to add, after the words, "with an option to purchase." the words "and to report such lease to this Board of Supervisors for its consideration, approval or rejection." A change should be made, also, in Section 1 of the Bill.

Section 2 should be amended to read "Said lease shall further provide for the term thereof and for annual rentals to be agreed upon, and shall provide that the City shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system."

Supervisor O'Gara held that the Public Utilities Commission now has the authority to negotiate a lease, and an approval of such a Bill as has been presented to the Board would amount almost to approval of the lease. He was not prepared to vote for such a measure. The sole benefit to be derived by enacting the foregoing proposed legislation would be to strengthen the hands of the Market Street Railway Company.

Supervisor MacPhee expressed agreement with views stated by Supervisor O'Gara, and he believed that further consideration should be postponed at least two weeks.

Whereupon, Supervisor Colman announced that he had no objection to such postponement. He desired further information on the subject, as follows:

1. What will be the amount of receipts necessary for repairs and upkeep of the Market Street Railway system?
2. What are the receipts of the Market Street Railway Company in normal times?
3. He desired the City Attorney to furnish an opinion as to whether the revenues of the Municipal Railway as well as the Market Street Railway Company can be pooled.

Consideration Continued.

Thereupon, Supervisor Green moved that further consideration be *continued until Monday, August 3, 1942, at 3 p. m.*, at which time the Board resolve itself into a committee of the whole.

No objection, and so ordered.

Joint Operation of Municipal Railway and Market Street Railway Company.

Following the immediately preceeding action, Supervisor MacPhee, referring to communication received from Lt. Gen. Brehon Somervell, Commanding, War Department, Washington, suggesting the pooling of equipment of San Francisco's two railroad systems, stated that it was his understanding that the Board could take no action to force the Market Street Railway Company to consider joint operation of the two systems, but suggested that the Board of Supervisors might request the Market Street Railway Company to consider such joint operation during the next few months while the question of the acquisition of the operating properties of that company was under consideration.

Suggestion referred to Joint Finance and Public Utilities Committee.

Request for Information from the Mayor.

Referring to communication from the Mayor, transmitting copy of letter from Mr. E. G. Cahill, regarding unified operation of Municipal and Market Street Railway systems, Supervisor O'Gara moved that the Mayor be requested to submit to the Board, on August 3d, the proposal which he advocates placing before the voters; Supervisor Uhl amended the motion by requesting, also, that the Mayor submit plan of contract to be proposed; Supervisor MacPhee proposed as an additional amendment, that the Mayor obtain from the Public Utilities Commission information as to what duplicating lines will be abolished

and how the consolidation will benefit the City and the various districts thereof; Supervisor Uhl moved, as additional amendment, that the Clerk consult with Mr. Cahill and ascertain what the annual reconstruction and replacement cost of the combined systems will be, and what the cost of said items has been on the Municipal Railway for the past five years.

Motion *carried*.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of the Finance Committee, heretofore Passed for Second Reading, were taken up:

Amending Salary Ordinance, Municipal Railway, Increasing Number of Carpenters, Garagemen and Key Drive Calculating Machine Operators.

(Series of 1939)

Bill No. 1786, Ordinance No. 1715, as follows:

An amendment to Bill 1734, Section 72, Public Utilities Commission—Municipal Railway, by increasing the number of employments under item 1 from 5 to 6 A154 Carpenter; by increasing the number of positions under item 30 from 10 to 11 J66 Garageman; and by adding item 11.2, 1 B308 Key Drive Calculating Machine Operator.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 72, is hereby amended to read as follows:

Section 72. PUBLIC UTILITIES COMMISSION—(Continued) MUNICIPAL RAILWAY

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	6	A154	Carpenter at \$11.50 4 mos., \$12.00 8 mos.	
2	9	A364	Car and Auto Painter, \$12 per day.....	
3	1	A370	General Foreman Car and Auto Paint Shop	\$ 296
3.1	2	B4	Bookkeeper	185
4	1	B10	Accountant	255
5	1	B14	Senior Accountant	325
5.1	1	B210	Office Assistant	106
6	1	B222	General Clerk	175
7	4	B222	General Clerk	170
9	2	B222	General Clerk	162.50
9.1	3	B222	General Clerk	155
10	1	B234	Head Clerk	210
11	3	B308	Key Drive Calculating Machine Operator..	170
11.1	1	B308	Key Drive Calculating Machine Operator..	168
11.2	1	B308	Key Drive Calculating Machine Operator..	155
12	1	B408	General Clerk-Stenographer	250
13	2	B408	General Clerk-Stenographer	175
14	3	B408	General Clerk-Stenographer	170
14.1	1	B408	General Clerk-Stenographer	162.50
15	1	B454	Telephone Operator	167
15.1	1	B454	Telephone Operator	160
16	2	C52	Elevator Operator	145
17	1	C52	Elevator Operator (relief)	145
18	15	C104	Janitor	160
19	6	C104	Janitor	155
19.1	8	C104	Janitor	152
20	9	C104	Janitor	145
22	1	C104	Janitor	135
23	2	C107	Working Foreman Janitor	185

24	3	E106	Armature Winder, \$10 per day	
26	8	E154	Lineman, \$11.60 per day	
27	1	E160	Foreman Lineman	293
28	1	F216	Maintenance of Way Engineer	325
29	3	J 4	Laborer, \$7.60 per day	
29.1	1	J 4	Laborer	145
30	11	J 66	Garageman, \$7.25 per day	
31	54	J 152	Trackman, \$7.60 per day	
32	2	J 156	Switch Repairer, \$8.10 per day	
32.1	3	J 160	Track Welder, \$8.10 per day	
33	2	J 162	Car Repairer Welder, \$9.30 per day	
34	4	J 166	Track Foreman, \$8.60 per day	
36	1	M5	Assistant Superintendent of Equipment and Overhead Lines, Municipal Railway	400
37	1	M6	Superintendent of Equipment and Over- head Lines, Municipal Railway	475
38	8	M54	Auto Machinist, \$11 per day	
39	1	M56	Garage Foreman, Municipal Railway	331
40	2	M104	Blacksmith's Helper, \$8 per day	
41	2	M108	Blacksmith, \$11.40 per day	
42	6	M202	Car Repairer, at \$8 per day	
42.1	1	M202	Car Repairer at \$8.40 per day	
42.2	43	M202	Car Repairer at \$8.80 per day	
43	5	M206	Sub-Foreman Car Repairer, \$9.30 per day	
44	2	M208	Foreman Car Repairer, \$9.80 per day.....	
45	7	M254	Machinist, \$11 per day	
46	2	O1	Chauffeur, \$9.15 per day	
47	1	S10	Manager, Municipal Railway	700
48	1	S60	Instructor, Municipal Railway	245
49	510	S102	Conductor, first 6 months, 80c hour; second six months, 82½c hour; third 6 months, 85c hour; fourth 6 months, 87½c hour (10c per hour extra while instructing new employees as assigned by the super- intendent)	
50	500	S104	Motorman, first 6 mos., 80c hour; second 6 mos., 82½c hour; third 6 mos., 85c hour; fourth 6 mos., 87½c hour (10c per hour extra while instructing new employees as assigned by the superin- tendent)	
51	150	S106	Bus Operator, 87½c per hour (10c extra per hour while instructing new em- ployees as assigned by the superintend- ent)	
51.1	6	S110	Inspector, Municipal Railway	185
51.2	2	S110	Inspector, Municipal Railway	188
52	3	S110	Inspector, Municipal Railway	192
53	3	S110	Inspector, Municipal Railway	193
54	2	S110	Inspector, Municipal Railway	195
55	19	S110	Inspector, Municipal Railway	200
56	2	S120	Day Dispatcher	210
57	1	S124	Supervisor of Schedules	220
58	1	S128	Division Superintendent, Municipal Rail- way	325
58.1	1	S128	Division Superintendent, Municipal Rail- way	295
59	1	S130	Assistant Superintendent of Transporta- tion, Municipal Railway	325
60	1	S132	Superintendent of Transportation, Munici- pal Railway	400
61	3	U108	Compressor Operator, portable, \$10 day....	
62	1	R108	Supervisor of Music (part time).....	50

- 63 Seasonal, Clerical and other temporary services as needed at rates not in excess of salary standardization schedules.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Appropriating \$7,052, Municipal Railway, to Create Positions of Carpenter, Garageman and Key Drive Calculating Machine Operator.

(Series of 1939)

Bill No. 1787, Ordinance No. 1716, as follows:

Authorizing a supplemental appropriation of \$5,192 from Appropriation No. 265.130.00 and \$1,860 from Appropriation No. 265.120.00, to create the positions of one A154 Carpenter at \$11.50 per day for four months and \$12 per day for eight months; one J66 Garageman at \$7.25 per day and one B308 Key Drive Calculating Machine Operator at \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$5,192 is hereby appropriated from the surplus existing in Appropriation No. 265.130.00, Municipal Railway—Wages, to the credit of Appropriation No. 265.130.00, Municipal Railway—Wages for employment of one permanent A154 carpenter and one permanent J66 Garageman; the sum of \$1,860 is hereby appropriated from the surplus existing in Appropriation No. 265.120.00 Temporary Salaries, to credit of Appropriation No. 265.110.00, Permanent Salaries, for employment of one permanent B308 Key Drive Calculating Machine Operator.

Section 2. The following positions are hereby created effective July 1, 1942:

One A154 Carpenter at \$11.50 per day for 4 months and \$12 per day for 8 months.

One J66 Garageman at \$7.25 per day.

One B308 Key Drive Calculating Machine Operator at \$155 per month.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Approved as to funds by the Controller.

Recommended by the Manager of Utilities.

Approved as to classification by the Civil Service Commission.

Approved by the Mayor.

Finally Passed by the following vote.

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Authorizing Lease of Lake Merced Property.

(Series of 1939)

Bill No. 1791, Ordinance No. , as follows:

Authorizing lease of Lake Merced property.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Section 93 of the Charter and in accordance with the recommendation of the Public Utilities Commission, the

Director of Property is hereby authorized and directed to arrange for leasing to the highest responsible bidder, for a period of not exceeding five (5) years, a portion or portions of San Francisco Parcel 55 as said parcel is described in deed recorded March 3, 1930, in Liber 2002, Page 1, Official Records of the City and County of San Francisco, together with the right to maintain and operate fishing and boating activities in the Lake Merced waters and concessions for the convenience of the public.

Recommended by the Director of Property, Manager of Utilities.

Approved as to form by the City Attorney.

Finally Passed by the following vote.

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Final Passage.

The following recommendation of the Judiciary, Legislative and Civil Service Committee, heretofore Passed for Second Reading, was taken up:

Amending Military Leave Ordinance.

(Series of 1939)

Bill No. 1792, Ordinance No., as follows:

Amending Sections 382 and 384, Part I, of the San Francisco Municipal Code, providing for leaves of absence for military service or naval service, or other mandatory service for National Defense or preparedness in time of war or in time of peace, by making provision for leave of absence, without pay, for any person for service on any vessel of the merchant marine of the United States.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 382 and 384, Part I, of the San Francisco Municipal Code are hereby amended to read as follows:

Sec. 382. Specifying Officers, Employees, and Services for which Leaves of Absence Shall Be Granted for Military or Naval, or Other Duties for National Defense or Preparedness. The head of the respective department, office, board or commission of the City and County of San Francisco, with the approval of the Civil Service Commission, and subject to the provisions of Section 153 of the Charter and Sections 382 to 385, inclusive, Part I, of this Code, shall grant military leaves of absence for active service or training to the following officers and employees for the services enumerated in this Section:

Officers and Employees Eligible for Military Leaves of Absence

1. Any officer or employee of the City and County of San Francisco, or any uncertificated officer or employee of the Unified School District of said City and County; provided, that the temporary appointment of an employee serving under temporary civil service appointment at the time of induction or enlistment in the military service as hereinafter set forth shall be terminated upon induction into said service and his name shall be returned to the list of eligibles from which he was appointed, provided such eligible list is still in force and effect;

2. Any person under probationary appointment as an officer or employee of said City and County or said Unified School District;

3. Any person having rank or place on any civil service list of eligibles for appointment to any position under the government of said City and County, or to any uncertificated position under said Unified School District.

Services for Which Military Leaves of Absence Shall Be Granted

1. Any branch or division of the United States—
 - (a) Army;
 - (b) Navy;
 - (c) Marine Corps.
2. Any branch or division of the State of California—
 - (a) National Guard;
 - (b) Naval Militia;
 - (c) State Guard;
 - (d) Home Guard.
3. Any service for national defense or preparedness required by mandatory order of—
 - (a) The Government of the United States or by lawful and mandatory order of any of its departments or officers;
 - (b) The Government of the State of California or by lawful and mandatory order of any of its departments or officers.
4. Any service in connection with the operation of any vessel of the Merchant Marine of the United States.

Sec. 384. Proof of Duty—Leave with and without Pay.

(a) Proof of Duty. Any person applying for military leave of absence shall, at such time, file with the Civil Service Commission a copy of the orders requiring such service or training for which said leave of absence is requested. Upon discharge or release from such service or training for which said leave of absence was granted, said person shall file with the Civil Service Commission a copy of such discharge or release from said service or training; provided, however, if a person on such leave of absence has standing on an eligible list, he must present an honorable discharge or release under honorable conditions from such service or training before being eligible for appointment from said eligible list.

(b) Leave With and Without Pay. Whenever any officer or employee of the City and County of San Francisco or any uncertificated officer or employee of the Unified School District of said City and County, including persons under probationary appointment, has been in the employ of said City and County or said Unified School District for one (1) year or more continuously prior to the date upon which said military leave of absence begins, he shall be allowed his regular salary or compensation during such leave of absence, but in no event shall he be paid during such leave of absence for more than thirty (30) days in any calendar year; nor for more than thirty (30) days for any period of continuous military leave of absence; provided, however, that any person granted a leave of absence under the provisions of Subdivision 4 of Section 382 of this Article shall not be entitled to any salary or compensation for all or any portion of such leave of absence.

Approved as to form by the City Attorney.

Finally Passed by the following vote.

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

NEW BUSINESS.

Adopted.

The following recommendations of the Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Refunds of Erroneous Payments of Taxes.
(Series of 1939)

Resolution No. 2771, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

FROM APPROPRIATION No. 60,969.00—TAXES REFUNDED FUND

1. Lever Bros. Co., 1941-42 personal property taxes.....\$728.77

FROM APPROPRIATION No. 905.—DUPLICATE TAX FUND

1. Title Insurance & Guaranty Co., Lot 3, Block 1204, first installment fiscal year 1941-42.....\$107.06
 2. City Title Insurance Co., Lot 23-H, Block 1729, first and second installments, fiscal year 1941-42..... 69.38
 3. Ben Liebman, Lots 4 and 5, Block 1662, second installment, fiscal year 1941-42 86.82
 4. Jean Tignard, Lot 5, Block 2376, first and second installments, fiscal year 1941-42..... 99.56
 5. Helen F. Keehley, Lots 3 and 4, Block 6306, second installment, fiscal year 1940-41..... 6.44
 6. Bank of America N. T. & S. A., Lot 4, Block 572, second installment of fiscal year 1941-42..... 72.95
 7. Syndicate Mortgage Co., Lot 17, Block 2372, first and second installments, fiscal year 1941-42..... 11.00
 8. Harry Saltzman, Lot 28, Block 1797, first and second installments, fiscal year 1941-42, overpayment..... 1.56
 9. Edw. F. Bryant, Lot 6-J, Block 1685, first and second installments, fiscal year 1941-42..... 91.44

Approved as to form by the City Attorney.

Approved by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Land Purchases—Bernal Heights Boulevard.
(Series of 1939)

Resolution No. 2772, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, accept a deed from the following parties, or the legal owners, to certain land situated in San Francisco, California, required for the Bernal Heights Boulevard, and that the sums set forth opposite their names be paid for said lands from Appropriation No. 148,912.58:

Sophie Suter\$160.00
 Lot 29, Assessor's Block 5549.
 Sabine Sommer, et vir.....\$200.00
 Lots 5 and 6, Assessor's Block 5623.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Land Purchase—Third Street Widening.

(Series of 1939)

Resolution No. 2773, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, accept a deed from Acme Lumber Company, a corporation, or the legal owner, to certain portions of Assessor's Blocks 5202 and 5211, required for the widening of Third Street, and that the sum of \$3,079.28 be paid for said land from Appropriation No. 177.931.58. Said land is situated in the City and County of San Francisco, State of California, and is more particularly described as follows:

Beginning at a point on the southwesterly line of Arthur Avenue (formerly 1st Avenue South), distant thereon 252.932 feet southeasterly from the southeasterly line of Quint Street (formerly "Q" Street South); thence running southeasterly along said line of Arthur Avenue 26.057 feet to the westerly line of Third Street (formerly Kentucky Street); thence deflecting $50^{\circ} 08' 00''$ to the right and running southerly along said line of Third Street 256.007 feet to an angle point therein; thence deflecting $19^{\circ} 53' 53''$ to the right and continuing southwesterly along the northwesterly line of Third Street (formerly Railroad Avenue) 159.624 feet; thence running northeasterly and northerly on the arc of a curve to the left, tangent to the preceding course, radius 575 feet, central angle $19^{\circ} 53' 53''$, a distance of 199.690 feet to tangency with a line, parallel to the westerly line of Third Street (formerly Kentucky Street) and passing through the point of beginning; thence running northerly along said parallel line, 227.104 feet to the southwesterly line of Arthur Avenue and the point of beginning.

Being a portion of Tide Land Blocks Numbers 22 and 49 and a portion of Burke Avenue (formerly 2nd Avenue South) closed by Resolution No. 21159 (New Series).

Containing 6,424 square feet, more or less.

It is understood that the following reservation shall be included in the deed for the conveyance of said land to the City and County of San Francisco:

There is excepted and reserved to Grantor and its successors and assigns for the benefit of the lands of Grantor, of which said granted parcel now forms a part, the right to pass over and upon said granted lands and all parts thereof as a public street and by all legal means to and from said lands of Grantor, along or at all parts thereof.

As part of the consideration, it is understood that after the deed to the City has been recorded that this Board will authorize cancellation of the delinquent taxes and penalties against said portions of Assessor's Blocks 5202 and 5211.

Said land is hereby dedicated for public street purposes as a part of Third Street, which dedication shall become effective upon recording the deed to the City and County of San Francisco.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Final Passage.

The following recommendations of the Finance Committee were taken up:

Appropriating \$1,800, Department of Public Health, to Reflect Retitling of One Position of Physician; an Emergency Ordinance.

(Series of 1939)

Bill No. 1802, Ordinance No. 1717, as follows:

Reappropriating the sum of \$1,800 in Appropriation 253.110.00 to the credit of Appropriation 253.110.00 to provide funds to compensate one L 359 Supervising Physician, Blood Bank (part time) at \$150 per month at San Francisco Hospital and eliminating one L 360 Physician (part time) at \$150 per month at San Francisco Hospital, effective July 1, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,800 is hereby reappropriated and set aside out of the existing surplus in Appropriation 253.110.00 to the credit of Appropriation 253.110.00 to provide compensation for one L 359 Supervising Physician, Blood Bank (part time) at \$150 per month at the San Francisco Hospital for the period July 1, 1942, to June 30, 1943.

Section 2. The position of one L 359 Supervising Physician, Blood Bank (part time) at \$150.00 per month at San Francisco Hospital is hereby created and the position of one L 360 Physician (part time) at \$150 per month at San Francisco Hospital is hereby eliminated for the period July 1, 1942, to June 30, 1943.

Section 3. This ordinance shall be retroactive in effect and the appropriation shall be made effective as of July 1, 1942, and said position is created as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective July 1, 1942, to-wit: uninterrupted operation of the Department of Public Health and for the purpose of compensating the employee affected for services rendered in performing the duties of said position.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Appropriating \$1,860, Juvenile Court, for Substitution of One Typist for One Stenographer, Both at \$155; an Emergency Ordinance.

(Series of 1939)

Bill No. 1811, Ordinance No. 1718, as follows:

Appropriating the sum of \$1,860 from surplus existing in Appropriation No. 223.110.00, to the credit of Appropriation No. 223.110.00 creating the position of 1 B512 General Clerk-Typist at \$155 per month in the Juvenile Court, and providing funds for the compensation therefor from July 1, 1942, to June 30, 1943; abolishing the position of 1 B408

General Clerk-Stenographer at \$155 per month in the same department; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,860 is hereby appropriated from surplus existing in Appropriation No. 223.110.00, to the credit of Appropriation No. 223.110.00, to provide funds for the compensation of 1 B512 General Clerk-Typist at \$155 per month in the Juvenile Court from July 1, 1942, to June 30, 1943.

Section 2. The position of 1 B512 General Clerk-Typist at \$155 per month in the Juvenile Court is hereby created; the position of 1 B408 General Clerk-Stenographer at \$155 per month is hereby abolished.

Section 3. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, the nature of said emergency being: the uninterrupted operation of the department, and to correct a clerical error in the 1942-1943 Budget and Appropriation Ordinance which now provides funds for the compensation of 1 B408 General Clerk-Stenographer whereas funds should have been provided for an existing position of 1 B512 General Clerk-Typist.

Recommended by the Chief Probation Officer.

Approved by the Judge of the Juvenile Court.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Amending Salary Ordinance, Department of Public Health, Changing Compensation of One Porter From \$110 to \$117; an Emergency Ordinance.

(Series of 1939)

Bill No. 1812. Ordinance No. 1719, as follows:

An amendment to Bill 1734, Section 54b, Department of Public Health, Central Office, by changing the compensation under item 48.1 from \$110 to \$117 to provide for the transfer of an employee from the San Francisco Hospital. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 54b, is hereby amended to read as follows:

**Section 54b. DEPARTMENT OF PUBLIC HEALTH—
CENTRAL OFFICE (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
VENEREAL DISEASE CONTROL				
33.1	1	B408	General Clerk-Stenographer (part time) ..\$	79.50
34	2	B408	General Clerk-Stenographer	168
35	1	B512	General Clerk-Typist (part time)	79.50
37	7	L360	Physician (part time)	150
38	1	L364	Pediatrician (part time)	135
38.1	1	L376	Chief, Div. of Venereal Disease Control...	375
39	1	P52	Field Nurse	188

39.1	3	P52	Field Nurse	165
39.2	1	P52	Field Nurse	185
39.3	1	P60	Supervising Nurse, Bureau of Communica- ble Diseases	200
39.4	3	P102	Registered Nurse	154.50
39.5	1	B408	General Clerk-Stenographer	155
39.6	1	I 116	Orderly	123

BUREAU OF MENTAL HYGIENE

40	1	B408	General Clerk-Stenographer (part time)....	79.50
40.1	1	B408	General Clerk-Stenographer	162
41	1	L404	Psychologist	175
41.1	2	L404	Psychologist	170
42	1	L404	Psychologist	165
43	1	L404	Psychologist (part time)	79.50
44	1	L408	Psychiatrist (part time)	200
45	1	L408	Psychiatrist (part time)	150

BACTERIOLOGICAL LABORATORY

46	1	B222	General Clerk	190
46.1	1	B512	General Clerk-Typist	162
47	1	C102	Janitress	137
47.1	2	I 204	Porter	123
48.1	1	I 204	Porter	117
49	1	L52	Bacteriological Laboratory Technician	137
49.1	2	L52	Bacteriological Laboratory Technician	125
50	1	L56	Bacteriologist	225
51	2	L56	Bacteriologist	202
51.1	1	L56	Bacteriologist	200.50
52		L58	Director of Laboratories	
53	1	L60	Bacteriological Milk Inspector	250
54	1	L64	Consultant Bacteriologist (part time).....	75

TEMPORARY SERVICES

54.1	I 2	Kitchen Helper, \$4.50 per day	
54.2	I 116	Orderly	110
54.3	I 204	Porter	110

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health, Central Office, by transferring an employee from the San Francisco Hospital.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Amending Salary Ordinance, Department of Public Health, Changing Compensation of One Porter From \$117 to \$110; an Emergency Ordinance.

(Series of 1939)

Bill No. 1813, Ordinance No. 1720, as follows:

An amendment to Bill 1734, Section 58, Department of Public Health, San Francisco Hospital, by decreasing the number of positions under item 34.2 from 2 to 1 I 204 Porter at \$117, and increasing the number of positions under item 34.3 from 25 to 26 I 204 Porter at \$110. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 58, is hereby amended to read as follows:

**Section 58. DEPARTMENT OF PUBLIC HEALTH—
SAN FRANCISCO HOSPITAL**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	B210	Office Assistant	\$ 106
1.1	1	B222	General Clerk	175
2	1	B222	General Clerk	172
3	2	B222	General Clerk	168
3.1	5	B222	General Clerk	162
3.2	1	B222	General Clerk	155
3.3	6	B222	General Clerk (part time)	79.50
4	1	B234	Head Clerk	285
5	1	B239	Statistician	188
6	1	B239	Statistician	175
6.1	1	B331	Photographer, Department of Public Health (part time)	79.50
7	1	B408	General Clerk-Stenographer	155
8	8	B408	General Clerk-Stenographer	168
9	4	B408	General Clerk-Stenographer (part time)	79.50
10	1	B412	Senior Clerk-Stenographer	200
11	3	B454	Telephone Operator	157
11.1	2	B454	Telephone Operator	167
12	4	B512	General Clerk-Typist (part time)	79.50
12.1	1	B512	General Clerk-Typist	155
12.2	2	B512	General Clerk-Typist	162
13	1	B512	General Clerk-Typist	175
15	2	C152	Watchman	152
15.1	3	C152	Watchman	145
16	2	E108	Electrician, \$13.60 per day	
16.1	76	I 2	Kitchen Helper	118
17	1	I 6	Pastry Cook	222
17.2	9	I 10	Cook's Assistant	137
18	7	I 12	Cook	183
18.1	1	I 14	Junior Chef	203
19	1	I 16	Chef	261
20	8	I 54	Waitress	131
21	4	I 56	Waiter	131
21.1			Inmate Help (not over \$50)	
22	92	I 116	Orderly	127
22.1	13	I 116	Orderly	123
22.2	16	I 116	Orderly	117
22.3	29	I 116	Orderly	110
23	1	I 120	Senior Orderly	145
23.1	1	I 120	Senior Orderly	135
24	2	I 122	House Mother	142
26	13	I 152	Flatwork Ironer	106
27	11	I 154	Laundress	106
27.1	1	I 167	Tumblerman	106
28	1	I 156	Starcher	130
29	1	I 158	Sorter	130
30	1	I 164	Marker and Distributor	130
31	1	I 166	Wringerman	136.33
32	2	I 170	Washer	135
33	1	I 172	Head Washer	155
34	1	I 178	Superintendent of Laundry	234.50
34.1	89	I 204	Porter	123
34.2	1	I 204	Porter	117

34.3	26	I 204	Porter	110
35	1	I 206	Porter Sub-Foreman	140
36	1	I 208	Porter Foreman	155
37	1	I 210	Head Porter	192
37.1	1	I 254	Seamstress	135
38	4	I 254	Seamstress	132
38.1	1	I 254	Seamstress	128
39	1	I 256	Head Seamstress	153

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health, San Francisco Hospital, by transferring an employee from the Central Office.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Amending Salary Ordinance, Public Utilities Commission, Adding One Maintenance Foreman at \$200; an Emergency Ordinance.

(Series of 1939)

Bill No. 1814, Ordinance No. 1721, as follows:

An amendment to Bill 1734, Section 76, Public Utilities Commission, San Francisco Water Department, by increasing the number of positions under item 38 from 2 to 3 U230 Maintenance Foreman at \$200. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 76 is hereby amended to read as follows:

Section 76. PUBLIC UTILITIES COMMISSION—SAN FRANCISCO WATER DEPARTMENT (Continued)
Functional Employment as needed.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	A154	Carpenter at \$11.50 per day 4 months, \$12 8 months	
2	1	A354	Painter at \$12 per day	
3	1	A404	Plumber	\$ 287
5	1	B327	Photostat Operator	185
6	2	B512	General Clerk-Typist	170
8	1	E154	Lineman	270
9	1	F401	Junior Hydraulic Engineer	175
17	64	J 4	Laborer, \$7.60 per day	
18	2	J 66	Garageman, \$7.25 per day	
19	6	M54	Auto Machinist at \$11 per day	
19.1	1	M104	Blacksmith's Helper at \$8 per day	
20	4	M254	Machinist at \$11 per day	
21	1	M266	Foreman, Meter Repair	219
22	1	M268	Foreman Machinist	313
24	3	O1	Chauffeur, \$9.15 per day	
25	1	O116	Teamster, \$7.60 per day	
26	1	U104	Leadman, \$7.60 per day	
27	2	U108	Compressor Operator, Portable, \$10 day....	
28	13	U112	Pipe Caulker, \$10.60 per day	
29	5	U114	Main Pipe Foreman, \$11.10 per day	

30	16	U116	Service Man, \$10.60 per day	
31	1	U120	Gateman, \$11.10 per day	
32	1	U136	General Foreman Service Meters	321
33	1	U140	General Foreman Main Pipes	333
34	11	U206	Water Department Worker, \$7.60 per day..	
35	2	U214	Pump Operator	175
35.1	3	U214	Pump Operator	150
35.2	1	U215	Head Pump Operator	185
36	1	U227	General Maintenance Foreman	200
37	1	U227	General Maintenance Foreman.....	210
38	3	U230	Maintenance Foreman	200
39	1	F202	Inspector of Public Works Construction....	200
40	1	F202	Inspector of Public Works Construction....	225
43	1	F204	Civil Engineering Inspector	250
44	1	F604	Surveyor's Field Assistant	175

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Public Utilities Commission, San Francisco Water Department, by correcting the salary ordinance to conform to the budget and appropriation ordinance.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote.

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Consideration Postponed.

The following recommendations of the Finance Committee were taken up:

Appropriating \$6,000, Salvage for Victory Commission, to Meet Expenses for Fiscal Year 1942-43; An Emergency Ordinance.

(Series of 1939)

Bill No. 1817, Ordinance No., as follows:

Appropriating the sum of \$6,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.903.02-3, to provide funds to meet the expenses of the Salvage for Victory Commission for the period July 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.903.02-3, to provide funds to meet the following expenses of the Salvage for Victory Commission for the period July 1, 1942, to June 30, 1943:

Office Equipment and Supplies.....	\$ 500
Salaries:	
One Publicity Director—Part Time.....	\$1,200
One Secretary—Part Time.....	900
One Clerk-Stenographer	1,860
	<hr/> 3,960
Telephone and Janitorial Service, Stationery, Printing,	
Postage	500
Pictures and Cuts for Newspapers.....	250
Cards, folders, booklets, miscellaneous expenses.....	790
	<hr/>
Total	\$6,000

Section 2. The Controller and Treasurer of the City and County of San Francisco are hereby authorized and directed to pay to said Salvage for Victory Commission such amounts as the Mayor may approve.

Section 3. All payments made to the Salvage for Victory Commission under authority of this ordinance shall be accounted for and supported by receipts and vouchers satisfactory to the Controller not later than the 20th day of the month following the month in which such expenses have been incurred.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that a national emergency exists which makes it imperative that this ordinance should become effective forthwith, the nature of the said emergency being as follows: The continuing salvage of tin and kindred materials is urged by the Federal Government as necessary to the successful conclusion of the present national emergency which threatens the safety of the people of the City and County of San Francisco as well as the citizens of all parts of the United States.

Approved by the Mayor.

Approved as to form by the City Attorney.

Funds available by the Controller.

On motion by Supervisor Meyer, pursuant to request by Acting Director of Civilian Defense, *consideration of the foregoing Bill was postponed until Monday, July 27, 1942.*

Passage for Second Reading.

The following recommendations of the Finance Committee were taken up:

Appropriating \$1,680, Department of Public Works; Adding One Window Cleaner at \$160; Deleting One Janitor at \$155.

(Series of 1939)

Bill No. 1815, Ordinance No., as follows:

Appropriating the sum of \$1,627.50 out of surplus existing in Appropriation No. 238.110.02, and \$52.50 out of surplus existing in Appropriation No. 238.120.00, to the credit of Appropriation No. 238.110.02, creating the position of 1 C202 Window Cleaner at \$160 per month in Bureau of Building Repair, Department of Public Works, and providing funds therefor for period August 15, 1942, to June 30, 1943; abolishing position of 1 C104 Janitor at \$155 per month in same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,627.50 is hereby appropriated out of the surplus existing in Appropriation No. 238.110.02, and \$52.50 out of surplus existing in Appropriation No. 238.120.00, to the credit of Appropriation No. 238.110.02, to provide funds for the compensation of 1 C202 Window Cleaner at \$160 per month in the Bureau of Building Repair, Department of Public Works, for the period August 15, 1942, to June 30, 1943.

Section 2. The position of 1 C202 Window Cleaner at \$160 per month is hereby created in the Bureau of Building Repair, Department of Public Works; the position of 1 C104 Janitor at \$155 per month in same department is hereby abolished.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Authorizing Compromise of Claim and Dismissal of Action of David Nyhan for the Sum of \$36.18.

(Series of 1939)

Bill No. 1816, Ordinance No. , as follows:

Authorizing compromise of claim and dismissal of action of David Nyhan for the sum of \$36.18.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Whereas, it appears that on the 10th day of March, 1942, at about the hour of 10:30 p. m., while David Nyhan was operating his automobile on Polk Street between Broadway and Vallejo Street, said automobile was driven into and upon an open trench in the street which was left unguarded without lights or barricades, thereby causing damage to said automobile, and by reason thereof said David Nyhan has filed suit in the Small Claims Court of the City and County of San Francisco, numbered 103892; and

Whereas, the City Attorney believes there is liability on the part of the City and County of San Francisco and has entered into an agreement of compromise of said suit against the City and County of San Francisco for the sum of \$36.18, which he believes to be a fair, just and reasonable sum in settlement thereof.

Now, therefore, the City Attorney having recommended, and the Director of the Department of Public Works having approved the settlement of said action, the Controller is hereby requested and authorized to draw his warrant in favor of said David Nyhan in the sum of \$36.18 in full settlement of said litigation.

Approved as to form by the City Attorney.

Funds available by the Controller.

Recommended and approved by the Director of Public Works.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Appropriating \$5,000, Recreation Commission, to Provide Additional Funds in Connection with Renewal of Lease of Crystal Palace Baths.

(Series of 1939)

Bill No. 1818, Ordinance No. , as follows:

Authorizing a supplemental appropriation of \$5,000 out of an unencumbered balance in Appropriation No. 261.200.00, Contractual Services, City Planning Commission, to the credit of Appropriation No. 213.800.00, rentals, Recreation Commission, to provide additional funds required in connection with the renewal of lease of the Crystal Palace Baths for period of one year beginning July 16, 1942.

Whereas, through inadvertence during the budget proceedings of the Board of Supervisors a sum in excess of actual needs was appropriated to the City Planning Commission (Appropriation No. 261.200.00); and

Whereas, by virtue of this fact there exists now in the funds of the City Planning Commission an unencumbered balance of five thousand dollars (\$5,000); and

Whereas, in order to provide for the uninterrupted operation of the facilities operated under the direction of the Recreation Commission at the Crystal Palace Baths, it becomes necessary to provide an additional five thousand dollars (\$5,000) to the credit of Appropriation No. 213.880.00 (Rentals); now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. On the written recommendation of the City Planning Commission, which said recommendation has been approved by the Mayor, in accordance with the provisions of Section 77 of the Charter, the sum of \$5,000 is hereby appropriated out of Appropriation No. 261.200.00, Contractual Services, City Planning Commission, to the credit of Appropriation No. 213.880.00, Rentals, Recreation Commission, to provide additional funds required in connection with the renewal of lease of the Crystal Palace Baths for the period of one year beginning July 16, 1942.

Recommended and approved by the City Planning Commission.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Privilege of the Floor.

Miss Josephine Randall, on being granted the privilege of the floor, explained in detail the need for the foregoing appropriation, and urged the Board to approve same.

Supervisor Shannon objected to the appropriation, so soon after it had been denied during budget consideration.

Passed for Second Reading.

Thereupon, the roll was called and the foregoing Bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Uhl—7.

No: Supervisor Shannon—1.

Absent: Supervisors Brown, Green, Roncovieri—3.

Adopted.

The following recommendation of the Judiciary, Legislative and Civil Service Committee was taken up:

Present: Supervisors O'Gara, Green.

**Requesting Mayor to Call Meeting for Purpose of Discussing
Matter of Revisions in Salary Standardization Schedules Adopted
by Board on May 11, 1942.**

(Series of 1939)

Resolution No. 2774, as follows:

Whereas, in a letter dated July 13, 1942, addressed jointly to His Honor the Mayor and to the Finance and Judiciary Committees, the Civil Service Commission suggests a meeting for the purpose of discussing the matter of revisions of salary standardization schedules adopted by the Board of Supervisors on May 11, 1942, which schedules are based in the largest number of classifications on conditions prevailing in 1930; and

Whereas, it is the sense of this Board that such a meeting is necessary and should be held; now, therefore, be it

Resolved, That His Honor the Mayor be and is hereby respectfully requested to call such a meeting as is herein referred to at as early a date as is convenient, and to invite the attendance of all interested

parties including representatives of municipal employee groups, employers and labor.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Consideration Postponed.

The following recommendation of the Police Committee was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Amending Resolution No. 2619 (Series of 1939), Entitled "Traffic Regulations—Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.," by Adding Thereto California Street Between Montgomery and Sansome Streets.

(Series of 1939)

Resolution No., as follows:

Resolved, That, pursuant to Article 3, Section 32 of Bill 863, Ordinance 890 (Series of 1939), "Traffic Code," the following parking limitations be adopted:

Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.

Between the hours of 7 o'clock a. m. and 6 o'clock p. m. of any day, excepting Sundays and legal holidays, and excepting duly licensed public passenger vehicles at duly authorized and licensed locations, it shall be unlawful for the operator of a vehicle to stop said vehicle for a period of time longer than is necessary for the actual loading or unloading and delivery of passengers or materials in any of the following places:

Alameda Street between Bryant and Florida Streets.
 Annie Street.
 Anthony Street.
 Austin Street.
California Street, between Montgomery and Sansome Streets.
 Campton Place.
 Cedar Street.
 Clementina Street.
 Cortland Avenue on the north side between Mission and Folsom Streets.
 Ecker Street.
 Eddy Street, north side, Powell Street to Mason Street.
 Elm Street.
 Fern Street.
 Florida Street for a distance of 275 feet south of Alameda Street property line.
 Geary Street, Market Street to Taylor Street.
 Hemlock Street.
 Holland Court.
 Irving Street, between Twenty-first and Twenty-third Avenues.
 Kearny Street, Market Street to Columbus Avenue.
 King Street, between Second and Third Streets.
 Linden Street.
 Maiden Lane.
 Merchant Street, between Battery and Sansome Streets.
 Minna Street, south side, between First and Ninth Streets.
 Mint Street on the east, south and north sides.
 Monroe Street.
 Montgomery Street, between Market and California Streets.
 Myrtle Street.
 Natoma Street, north side, between First and Ninth Streets.
 Olive Street.

Pacific Avenue on the north side between Columbus Avenue and Van Ness Avenue.

Pine Street, north side, Hyde Street to Jones Street.

Plum Street, south side, between Mission Street and South Van Ness Avenue.

Post Street, Market Street to Taylor Street.

Powell Street, Market Street to Bush Street.

Redwood Street.

Stockton Street, excepting that portion over the tunnel, Market Street to Columbus Avenue.

Sutter Street, Market Street to Taylor Street.

Tehama Street.

Third Street, Market Street to Howard Street.

Third Street, east side, between Townsend and King Streets.

Willow Street.

Signs shall be erected and maintained to give notice of the provisions of this section.

On motion by Supervisor Gallagher *consideration of the foregoing resolution was postponed until Monday, July 27, 1942, and in the meantime, the City Planning Commission is to be requested to report thereon.*

Consideration Postponed.

The following, from Public Utilities Committee, Without Recommendation, was taken up:

Amending Resolution No. 2617 (Series of 1939), Entitled: "Traffic Regulations—One Way Streets—All Times," by Deleting Therefrom Sacramento and Clay Streets from Larkin Street to Van Ness Avenue.

(Series of 1939)

Resolution No., as follows:

Resolved, That pursuant to Article 3, Section 30 of Bill 863, Ordinance 890 (Series of 1939), "Traffic Code," the following are designated "ONE WAY STREETS—ALL TIMES," upon which it shall be unlawful at any time for the operator of any vehicle to drive said vehicle in any part of the following streets, except in the direction indicated herein:

Battery Street, southbound, Market to Broadway.

Beale Street, southbound, Market to Folsom Street.

Bush Street, eastbound, Market to Presidio Avenue.

Chesley Street, southbound, Harrison to Bryant Street.

Clay Street, eastbound, from Larkin Street to The Embarcadero.

Clementina Street, eastbound, Beale to First Street.

Clementina Street, eastbound, Eighth to Ninth Street.

Darien Way, eastbound, Junipero Serra Boulevard to San Fernando Way.

Davis Street, southbound, Broadway to Market Street.

Drumm Street, northbound, Market to Pacific Avenue.

Eddy Street, westbound, Market to Van Ness Avenue.

First Street, southbound, Harrison to Market Street.

Fremont Street, northbound, Folsom to Market Street.

Front Street, northbound, Market to Pacific Avenue.

Guy Place, westbound.

Jackson Street, westbound, Powell to Larkin Street.

Jackson Street, eastbound, The Embarcadero to Montgomery Street.

Kingston Street, westbound, Mission to San Jose Avenue.

Lansing Street, eastbound.

Main Street, northbound, Market to Harrison Street.

Montgomery Street, southbound, Market to Washington.

Natoma Street, westbound, First to Fremont Street.

Pacific Avenue, westbound, Walnut to Spruce Street.

Pine Street, westbound, Market to Presidio Avenue.

Sacramento Street, westbound, from The Embarcadero to Larkin Street.

Sansome Street, northbound, Market to Broadway.

Spear Street, southbound, Market to Harrison Street.

Steuart Street, northbound, Market to Howard Street.

Tehama Street, westbound, Eighth to Ninth Street.

Turk Street, eastbound, Market to Van Ness Avenue.

Washington Street, eastbound, Larkin to Powell Street.

Washington Street, westbound, The Embarcadero to Montgomery Street.

Signs shall be erected and maintained to give notice of the provisions of this section.

On motion by Supervisor Gallagher *consideration of the foregoing resolution was postponed until Monday, July 27, 1942, and in the meantime, the City Planning Commission is to be requested to report thereon.*

Passage for Second Reading

The following, from Public Utilities Committee, without recommendation, was taken up:

Proposed Lease of Airport Property.

(Series of 1939)

Bill No. 1819, Ordinance No., as follows:

Directing the Director of Property to solicit and advertise for bids for leasing Hangar No. 4 and space in the Administration Building at San Francisco Airport in San Mateo County.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to the request contained in Resolution No. 5153 of the Public Utilities Commission, the Director of Property is hereby authorized and directed to solicit and advertise for bids for the leasing of Hangar No. 4 and the adjoining area in said building used as repair shops and storeroom space situated at the San Francisco Airport in San Mateo County and 190 square feet on the first floor and 799 square feet on the second floor of the Administration Building located at said Airport.

Section 2. Solicitation and advertisement for bids shall recite the said premises are to be used only by a person, firm or corporation engaged in the transportation by aircraft of persons, property and other cargo, and is an air-carrier duly licensed by the United States Government to engage in such mode of transportation. The solicitation and advertisement for bids shall stipulate that 190 square feet on the first floor and 799 square feet on the second floor of the Administration Building located at said Airport, all of Hangar No. 4 and the adjoining area to said hangar used as repair shops and storeroom space located at said Airport, are to be the subject of the proposed lease.

The term of the lease shall be for a period of twenty years with the option to terminate the same on the City's or bidder's part within the term created, on conditions to be agreed upon with the successful bidder and the Public Utilities Commission. No bid shall be given favorable consideration unless the bidder is one recognized as financially responsible to meet the conditions of the proposed lease, and all other terms and conditions in the lease shall be satisfactory to the Public Utilities Commission and reserving to said Commission the right to reject any and all bids. Bidders shall only receive favorable consideration that offer to pay all charges for utilities used in the premises leased.

Section 3. Any lease entered into shall be subordinate to any existing or future agreement between the City and County and the United

States relative to the operation or maintenance of the Airport during the time of war or national emergency and reserving to the City the right to lease the Airport or any part thereof to the United States Government for military or naval uses.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Consideration Postponed.

The following matter was taken up, and consideration postponed:

Consideration of Mayor's Veto.

July 14, 1942.

Honorable Board of Supervisors,
City Hall,
San Francisco, California.

Gentlemen:

I have before me your Resolution No. 2757 dealing with the guarding of the properties used in connection with the Hetch Hetchy water supply. The resolution sets forth the necessity of guarding the properties of the Hetch Hetchy projects and the San Francisco water distribution system by the use of the State Guard and directs the Clerk of your Board to contact Governor Olson to the end that the State Guard may be assigned to guard certain portions of these properties. I herewith return you the resolution with my veto and disapproval endorsed thereon for the following reasons:

1. The matter of requesting the Governor to authorize the guarding of these properties has been given my consideration as far back as January 15, 1942, when I addressed a telegram to His Excellency, the Governor, directing his attention to the necessity of properly guarding the properties under the jurisdiction of the Public Utilities Commission and used for the supplying of water to San Francisco and adjacent communities. In this telegram I emphasized the importance of these properties in supplying water, not only to San Francisco, but to the different army posts about the bay and to the cities adjacent to us on the south and advised him that in the opinion of the Manager of Utilities over two hundred guards would be necessary to properly guard the properties.

Subsequent to that telegram, the Manager of Utilities and the Manager of the San Francisco Water Department had many conferences with General Donovan, the Adjutant General of the State of California, which resulted in a certain number of guards being assigned to guard the water properties belonging to the city. A complete guard was assigned to the San Mateo lakes and the Hetch Hetchy project on the basis that the city would supply the necessary camps, the necessary automobiles for transportation and allow to the guard the sum of fifty cents per day for each man, the same to be applied toward his maintenance.

The Adjutant General was able to supply a sufficient number of guards to take care of the San Mateo lakes and the Hetch Hetchy project, but the Public Utilities Commission had to rely upon civilian guards to care for certain properties in Alameda and Santa Clara Counties.

Recently the officers of the guard contacted the Manager of Utilities and stated that the arrangement theretofore entered into was not satisfactory and if the guard was to be utilized in the future \$1.00 per day, plus an allowance for transportation, would have to be allowed for sustenance. The matter of the adjustment of this controversy is now in the hands of the Manager of Utilities and the Adjutant General of the National Guard and it is hoped it will be worked out to

the satisfaction of all parties and the guard will be able to continue with the guarding of the city's properties.

At the present time there are some twenty-one civilian guards engaged in guarding the properties in Alameda County. Some of these are assigned to the Calaveras Reservoir and some to the guarding of the bay crossing. The civilian guard is supplemented by a small detail from the California State Guard at the bay crossing and the Manager of Utilities is now negotiating to obtain a complete guard for, not only the bay crossing, but for all the Alameda County properties. As I have said, at the present time twenty-one civilian guards are being utilized in Alameda County. The State Guard, however, is of the opinion that seventy guards are necessary to properly guard these properties and it doubts very much if these guards are available.

I have given you this brief outline of the situation to the end that you may be assured that the matter of guarding San Francisco's water properties has not been overlooked or neglected by the administrative branch of the government. If the Board of Supervisors should take any action at this time, dealing with this particular subject, I am quite sure it would only interfere with the efforts of the Manager of Utilities to obtain the services of the State Guard.

2. I further direct your attention to Section 22 of the Charter, the pertinent portion of which reads as follows:

"Neither the board of supervisors, nor its committees, nor any of its members shall dictate, suggest or interfere with appointments, promotions, compensations, disciplinary actions, contracts, requisitions for purchases or other administrative recommendations or actions of the chief administrative officer, or of department heads under the chief administrative officer, or under the respective boards and commissions."

It appears to me that the action suggested by your resolution is a direct violation of this section of the Charter.

Therefore, as I have said, your resolution is returned to you with my veto and disapproval endorsed thereon.

Respectfully yours,

ANGELO J. ROSSI, Mayor.

P. S.—The enclosed correspondence which bears on the subject of this letter may be of interest to you.

ANGELO J. ROSSI, Mayor.

Directing Clerk to Urge Governor and Local Ranking Official of California State Guard to Supply Immediately the Guards Necessary to Patrol the Hetch Hetchy Water Supply and Transmission Facilities.

(Series of 1939)

Resolution No. 2757, as follows:

Whereas, the Hetch Hetchy Water Supply, together with the facilities necessary to convey it to San Francisco and other consumers, including industries engaged in production of materials necessary for the conduct of the war, is of vital importance and constitutes an important adjunct to the war effort and to the health and welfare of the people engaged in that endeavor; and

Whereas, the truth of this is acknowledged by the fact that most of the supply and distribution facilities of the Hetch Hetchy System are presently being guarded, against sabotage, by the California State Guard; and

Whereas, no provision has been made for the protection of certain strategic facilities, the location of which is already known by, or will

be supplied to the proper authorities, to properly guard and protect which will require sixteen additional men; and

Whereas, if the urgency of immediately providing the guards necessary to the protection of these facilities be brought to the attention of the authorities whose duty it is to safeguard them, they cannot fail to realize the imperativeness of such action and to at once provide the personnel required for their protection, even if this be accomplished by the transfer of men now assigned to other but relatively less important assignments; now, therefore, be it

Resolved, That this Board of Supervisors does hereby instruct the Clerk to communicate with the local ranking official of the California State Guard and to urge him, under his emergency powers, to immediately supply the guards necessary to patrol the facilities heretofore referred to; and be it

Further Resolved, That the Clerk of this Board be and is hereby authorized and directed to contact His Excellency Governor Culbert L. Olson; to apprise him of the facts and of the necessity for early action for the protection of these properties and to urge him to take such confirming or other action as will immediately and henceforth surround them with the same protection now provided other strategic facilities throughout the Hetch Hetchy and San Francisco Water Distribution System.

On motion by Supervisor MacPhee, *consideration of the Mayor's veto was postponed until Monday, July 27, 1942.*

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

An Ordinance Appropriating Funds for the Purpose of Guarding San Francisco Water Department Properties in Alameda County. Including the Valve House on the Bay Crossing Pipe Line for the Month of August, 1942, an Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. 1821, Ordinance No., as follows:

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The following amounts are hereby appropriated and set aside from the surplus fund of the San Francisco Water Department to the credit of the following appropriations in the amounts stipulated for the purpose of providing funds for the payment of personal services and miscellaneous contractual expense in connection with guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing Pipe Line:

266-120-79—Temporary Salaries. \$3,150.00.

266-200-79—Contractual Services. \$750.00. Total, \$3,900.00.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors by the vote by which this ordinance is passed hereby declares that an actual emergency exists which makes it imperative that this ordinance become effective herewith. It was estimated that effective July 1, 1942, a unit of the California State Guard would be available for the purpose of guarding San Francisco Water Department properties in Alameda County. It is necessary that the civilian guards now guarding the San Francisco Water Department properties in Alameda County be employed until such time as the California State Guard can furnish the necessary personnel. Funds have

not heretofore been provided for this purpose nor are they otherwise available within the funds heretofore appropriated.

Approved Public Utilities Commission Resolution No. 5155.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds available by the Controller.

Approved by the Mayor.

Consideration Continued until Monday, July 27, 1942.

Repealing Ordinance Appropriating \$30,000 for Expense of San Francisco War Price & Rationing Board.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. 1820, Ordinance No., as follows:

An Ordinance repealing Bill No. 1810, Ordinance No. 1709 (Series of 1939), entitled, "Appropriating the Sum of \$30,000 from Appropriation No. 202.000.79. Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.903.02-1, to Provide Funds to Meet the Expenses of the San Francisco War Price and Rationing Board for the Period July 1, 1942, to June 30, 1943; An Emergency Ordinance."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1810, Ordinance No. 1709 (Series of 1939), entitled, "Appropriating the Sum of \$30,000 from Appropriation No. 202.000.79. Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.903.02-1, to Provide Funds to meet the Expenses of the San Francisco War Price & Rationing Board for the Period July 1, 1942, to June 30, 1943; an Emergency Ordinance," is hereby repealed.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—9.

Absent: Supervisors Brown, Roncovieri—2.

Designating Certain Intersections as "Stop and Go" Intersections and Authorizing Installation of Automatic Traffic Signals at Said Intersections, and Repealing Resolution No. 2721 (Series of 1939).

(Series of 1939)

Supervisor Gallagher presented:

Resolution No., as follows:

Resolved, That pursuant to the provisions of the Vehicle Code of the State of California, the intersections hereinafter named be and they are hereby designated "stop and go" intersections:

Intersection of Ninth and Folsom Streets, West side of The Embarcadero, north of Market Street at steps leading to the overhead ramp to the Ferry Building.

Further Resolved, That the Police Department of the City and County of San Francisco be and it is hereby authorized and directed to cause automatic traffic signals to be installed at the locations designated hereinabove.

Further Resolved, That Resolution No. 2721 (Series of 1939) be and the same is hereby repealed.

Referred to Police Committee.

Requesting Federal Co-ordinator of Transportation to Order into Service 79 Unused Street Cars of Market Street Railway Company.

(Series of 1939)

Supervisor Uhl presented:

Resolution No., as follows:

Whereas, the demand was made of the City and County of San Francisco to provide additional equipment for defense workers, and

Whereas, additional equipment which would provide additional transportation facilities for defense workers is available, and

Whereas, seventy-nine cars of the Market Street Railway Company are garaged at Fourteenth Avenue and Lincoln Way, and

Whereas, these cars can be placed in operation within a short period of time, and

Whereas, Mr. E. G. Cahill informs me the cars could be reconditioned at a cost of \$1,500.00 per car, and

Whereas, Mr. Samuel Kahn, President of the Market Street Railway Company, advises me:

"We cannot rent or sell any of our street cars," and

Whereas, if these 79 street cars were placed in immediate operation, transportation facilities for defense workers can be greatly speeded up, and

Whereas, Mr. James B. Eastman was appointed by President Roosevelt to supervise transportation; now, therefore, be it

Resolved, That the Board of Supervisors call Mr. Eastman's attention to those 79 street cars located at Fourteenth Avenue and Lincoln Way and request that he order these street cars into service in the shortest possible time.

Referred to Joint Finance and Public Utilities Committee.

Requesting the Public Utilities Commission to Give Consideration to the Possibility of Allowing Service Men to Ride Free on Street Cars on Saturday and Sunday of Each Week and Requesting the Market Street Railway and the California Street Railway to Extend Same Courtesy.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Whereas, thousands of young men serving their country in the Army, Navy and Marine Corps are in San Francisco at the present time; and

Whereas, many of these young men come from various parts of the United States and in future years will be in a position to return to San Francisco as vacationers and visitors; and

Whereas, San Francisco could greatly enhance its reputation for hospitality by affording free street car rides to these men; and

Whereas, this gesture of friendliness would be more than repaid by their good will; now, therefore, be it

Resolved, That the Public Utilities Commission permit service men to ride free on street cars on Saturday and Sunday of each week if it is impracticable to give free rides each day of the week; and, be it

Further Resolved, That the Market Street Railway and the California Street Railway Company be asked to extend the same courtesy to service men.

Referred to Public Utilities Committee.

**Prohibiting Employment of Women Whose Husbands Earn \$600
Per Month, or More.**

(Series of 1939)

Supervisor Uhl presented:

Resolution No., as follows:

Whereas, in the employ of the Civilian Defense Council of the City and County of San Francisco there is a Mrs. Margaret Post who is earning a salary of \$2,700.00 per year and whose duty is to supervise volunteer workers (women), said volunteer women register persons joining the Civilian Defense and fingerprinting them, and

Whereas, said Mrs. Margaret Post is the wife of Mr. Langdon Post, a Federal employe who receives a salary of \$10,000 per year, and

Whereas, there are many San Francisco women who can carry on the work of Mrs. Margaret Post and who are in need of employment, and

Whereas, a husband who earns \$10,000 a year tolerates a wife who holds a city position at \$2,700.00 a year; now, therefore, be it

Resolved, That when a husband earns \$600 a month or more, the wife of said husband shall not be permitted to hold a position with the City and County of San Francisco.

Referred to the Finance Committee.

Providing for Sale \$1,000,000 Fire Protection Bonds, 1942.

(Series of 1939)

Presented by Supervisor MacPhee:

Resolution No., as follows:

Resolved, That the Clerk of the Board of Supervisors is hereby directed to advertise in the official newspaper, a notice of sale that, on the 3rd day of August, 1942, the Board of Supervisors will receive sealed proposals up to the hour of 3:00 p. m. (P.W.T.) on said date, for the purchase of:

\$1,000,000 Fire Protection Bonds, 1942,

Dated June 10, 1942.

Said Bonds are 1,000 in number, numbered 501 to 1500, both inclusive, of the denomination of \$1,000 each, maturing \$100,000 principal amount on June 10, 1944, \$300,000 principal amount on June 10, 1945, \$300,000 principal amount on June 10, 1946, and \$300,000 principal amount on June 10, 1947, bearing interest at a rate or rates not exceeding six (6) per centum per annum, as shall be named by the bidder, and the bidder or bidders shall specify in their bids the interest rates desired, not exceeding six per centum per annum. Interest on said Bonds will be payable semi-annually June 10th and December 10th.

Recommended and Approved by the Mayor.

Approved as to form by the City Attorney.

Referred to the Finance Committee.

**Proposed Amendment to Municipal Code Pertaining to Nursing
Homes.**

Supervisor Green presented a Bill providing for the amendment to provisions of Municipal Code pertaining to establishment and maintenance of nursing homes.

Referred to Judiciary, Legislative and Civil Service Committee.

Fixing Time for Meetings of Board of Equalization.

Supervisor Colman called attention to the necessity for setting time for future meetings of the Board, sitting as a Board of Equalization, and suggested that meetings be held at 10:00 a. m. on Thursday, July 23, and Friday, July 24.

No objection, and *so ordered*.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From Brehon Somervell, Lt. Gen., Commanding, War Department, Washington, requesting that Board, if not prepared to approve consolidation of Municipal Railway and Market Street Railway Company, to permit said two facilities to pool equipment.

Referred to Joint Finance and Public Utilities Committee.

From His Honor, the Mayor, transmitting copy of letter from Mr. E. G. Cahill, regarding unified operation of Municipal and Market Street Railway systems.

Referred to Joint Finance and Public Utilities Committee.

From Congressman Richard J. Welch, Congressman Thomas Rolph, Senator Sheridan Downey, communications acknowledging receipt of resolution requesting Congressional investigation with reference to tin mining in western states, and pledging support of movement to develop certain tin deposits in the California area.

Communications filed.

From Chamber of Commerce, informing Board that it has enclosed in outgoing mail, copies of Herb Caen's column, "Big City Lights."

Filed.

From County Supervisors Association, requesting informational data on tax deeded lands.

Clerk to make necessary reply.

From Mrs. Watson Dana Fennimore, thanking the Board for resolution of sympathy for death of her husband.

Filed.

From Congressman Richard J. Welch, regarding Board's request for establishment of a priority procedure to enable local business interests to obtain operating materials.

Filed.

From Col. Curtis D. O'Sullivan, 184th Infantry, thanking the Board for resolution of commendation.

Filed.

From Director of Public Works, reporting on requested consolidation of street signs and removal of unnecessary standards.

Referred to Police Committee.

From Central Council of Civic Clubs, endorsing installation of loud speaker system in Chambers of the Board.

Referred to Finance Committee.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:40 p. m., adjourned.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Approved by the Board of Supervisors July 27, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Friday, July 17, 1942
Tuesday, July 21, 1942
Thursday, July 23, 1942
Monday, July 27, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco

*Sitting as a
Board of Equalization*



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

FRIDAY, JULY 17, 1942, 10:00 A. M.

In Board of Supervisors, San Francisco, Friday, July 17, 1942, 10:00 a. m.
The Board of Supervisors met, sitting as a Board of Equalization, to hear applicants who had filed petitions for corrections or reductions of assessments on their property as shown on the assessment roll for the fiscal year 1942-1943.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:
Supervisors Colman, Mead, Meyer, Uhl—4.
Absent: Supervisors Brown, Gallagher, Green, MacPhee, O'Gara, Roncovieri, Shannon—7.

President Jesse C. Colman presiding.
Supervisors Gallagher and MacPhee were noted present at 10:30 a. m.
Supervisor Roncovieri was noted present at 11:10 a. m.
Supervisor O'Gara was noted present at 11:35 a. m.

Consideration of Applications for Corrections or Equalization of Assessments.
Applications for corrections or equalization of assessment were taken up, considered, and acted on as noted:

	Lot	Block	Land	Building
1 Mary Heavyside	45	1462	1,050	.....
Application for reduction of assessment on land only. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
2 Elise M. Oliver.....	1	2130A	680	1,800
Applicant heard. Application for reduction of assessment on land. Appraisers recommend no reduction. Assessor reported land in district proportionately assessed. Application referred to Supervisor Uhl for investigation. <i>Consideration continued.</i>				
3 Feodor and Svea Rothe.....	3A & 4	1441	.....	13,500
Applicant heard. Appraisers recommend reduction of \$500 on building, making assessment on building read \$13,000.				
4 Wells Fargo Bank & Union Trust Co.	16-17	3707	L 16-68,250 L 17-24,650	..........
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
5 Wells Fargo Bank & Union Trust Co.	34	251	1,200	.....
Applicant heard. Appraisers recommend reduction of \$300 on land assessment, making that assessment read \$900. <i>No objection and recommendation of appraisers confirmed.</i>				
6 Wells Fargo Bank & Union Trust Co.	2	25S	9,870	.....
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
7 Wells Fargo Bank & Union Trust Co.	15-16-17	1584	3,950	.....
Applicant heard. Appraisers recommend no reduction. On motion by Supervisor Uhl, <i>consideration was continued.</i>				

		Lot	Block	Land	Building
8	Wells Fargo Bank & Union Trust Co.	5C	291	42,240	....
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
10	Adolph Schwartz	7-8	675	6,040	4,500
	Applicant heard. Appraisers recommend no reduction. Assessor reported property proportionately assessed. Supervisor Uhl moved that further consideration be postponed. Supervisor Mead moved a reduction of \$1,000 on land assessment and \$1,000 on building assessment. Motion failed for want of a second. <i>Consideration continued.</i>				
11	Adolph Schwartz	21	764	3,940	3,200
	Applicant heard. Appraisers recommend no reduction. Supervisor Uhl seconded by Supervisor Mead, moved a reduction of \$500 on building assessment, to make that assessment read \$2,700. On motion by Supervisor MacPhee <i>consideration was continued.</i>				
12	Pauline Charlip	6	1646	.....	1,700
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers sustained.</i>				
19	Anna M. Kerrigan.....	5	1925	670	1,750
	Appraisers recommend reduction of \$150 on building assessment, making that assessment read \$1,600. <i>No objection and recommendation of appraisers sustained.</i>				
20	Mrs. Evelyn Regan.....	50	1728	730	3,200
	Applicant heard. Appraisers recommend no reduction. Supervisor Uhl seconded by Supervisor Gallagher, moved a reduction of \$200 on building, making that assessment read \$3,000. However, after further statement by appraisers, Supervisor Uhl <i>withdrew his motion. No objection and recommendation of appraisers sustained.</i>				
21	Mrs. Evelyn Regan.....	3E	2320	720	2,000
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
25	Herman Strohmeier	27	3114	1,070	....
	Applicant heard. Appraisers recommend no reduction. On motion by Supervisor Uhl, <i>further consideration was postponed.</i>				
26	Wong Suey Seong.....	6	226	3,510	2,800
	Appraisers recommend reduction of \$200 on building, making that assessment read \$2,600. <i>No objection and recommendation of appraisers sustained.</i>				
28	Katherine L. Torpey.....	19-20	1733	5,460	....
	Applicant heard. Appraisers recommend no reduction. Supervisor Gallagher moved a reduction of \$1,000 on land. Supervisor MacPhee objected, and moved, as an amendment, for a reduction of \$460, making the land assessment read \$5,000. Supervisor Gallagher <i>accepted the amendment.</i> Appraisers agree to reduction of \$460. <i>No objection and reduction granted.</i>				
30	Katherine L. Torpey.....	8	3649	1,150	1,450
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers sustained.</i>				
31	Hannah Twomey	36	1524	12,980	6,400
	<i>Consideration continued at request of appraisers.</i>				
32	A. M. Scott.....	11-14	3594	13,200	17,500
	Applicant heard. <i>Consideration continued at request of appraisers, whose report was not ready.</i>				

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Sam and Rose Cohen.....	20	3564	1,520	3,250
Appraisers recommend reduction of \$200 on building, making that assessment read \$3,050. <i>No objection and recommendation of appraisers sustained.</i>				
Henry T. and Gladys E. Wrede....	9	2647	.....	2,050
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers sustained.</i>				
Harry J. Daniels.....	1	686	7,560	12,000
Applicant heard. Appraisers recommend reduction of \$500 on building, making that assessment read \$11,500. <i>No objection and recommendation of appraisers sustained.</i>				
Telegraph Hill Neighborhood Assn..	14	64	9,900	250
Applicant heard. Appraisers reported that inasmuch as property was being used by the Recreation Commission, without cost to the City and County, and the applicant was a nonprofit organization, the land assessment should be reduced to a nominal amount. The appraisers, thereupon recommended a reduction of \$9,650 in land assessment, making that assessment read \$250. <i>No objection and recommendation of appraisers confirmed.</i>				
Laurel Hill Cemetery Assn.....	1	1032	187,720	1,000
	35 & 36	1065	1,800	300
Attorney for applicant requested postponement until there should be full membership of the Board present. Thereupon, on motion by Supervisor Mead, consideration of the foregoing application was <i>postponed until Tuesday, July 21, 1942, at 10 a. m.</i>				

RECESS.

There being no more applicants desiring to be heard, and no further business to come before the Board, sitting as a Board of Equalization, the Board, at the hour of 10:00 a. m. recessed, to reconvene as a Board of Equalization on Tuesday, July 21, 1942, at 10:00 a. m.

DAVID A. BARRY, Clerk.

TUESDAY, JULY 21, 1942, 10:00 A. M.

Board of Supervisors, San Francisco, July 21, 1942, 10:00 a. m.

The Board of Supervisors reconvened, pursuant to recess, to sit as a Board of Equalization to continue consideration of petitions for corrections or reductions of assessments as shown on the assessment roll for the fiscal year 1942-1943.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Mead, Meyer, Uhl—3.

Absent: Supervisors Brown, Colman, Gallagher, Green, MacPhee, O'Gara, Roncovieri, Shannon—8.

Supervisor Mead presiding.

Supervisor MacPhee was noted present at 10:30 a. m.

Supervisors O'Gara and Shannon were noted present at 10:40 a. m.

Supervisor Green was noted present at 10:55 a. m.

Supervisors Gallagher and Roncovieri were noted present at 11:15 a. m.

Consideration of Applications for Corrections or Reductions of Assessments, Continued.

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Build</i>
55	Laurel Hill Cemetery Assn.....	1	1032	187,720	1
		35 & 36	1065	1,800	

Supervisor Uhl moved that because of attendance, that consideration of application of the Laurel Hill Cemetery Association, originally set as a Special Order of Business for 10:00 a. m. on Tuesday, July 1942, be postponed until Monday, July 27, 1942, and be made a Special Order of Business at 10:00 a. m. on that date.

No objection, and so ordered.

9	Isidro Arellano	25	631	1,700	1
	Applicant heard. Appraisers recommend no reduction. <i>No objection recommendation of appraisers confirmed.</i>				

15	Mrs. Thomas Grace.....	1A	6727	330	1
	Applicant heard. Appraisers recommend no reduction. <i>No objection recommendation of appraisers confirmed.</i>				

24	Laura M. Landers.....	4	1889	540	1
	Applicant heard. Appraisers recommend no reduction. <i>No objection recommendation of appraisers confirmed.</i>				

31	Hannah Twomey	36	1524	12,980	6
	Applicant again heard. Appraisers recommend no reduction. Assessor reported that land was assessed proportionately with other land in block. Supervisor Uhl reported no reduction in assessment since 1940 and he believed there should be a reduction in the building assessment. At the request of Supervisor Uhl, <i>further consideration was postponed until Monday, July 27, 1942, to follow immediately the hearing on petition of the Laurel Hill Cemetery Association.</i>				

33	Albert Huber	3	2193	2,260	.
	Appraisers recommend reduction of \$650 in land assessment, making assessment read \$1,610. <i>No objection, and recommendation of appraisers confirmed.</i>				

50	Maecie S. Ziegler.....	62	3725	5,400	2
	Applicant heard. Appraisers recommend no reduction. <i>No objection recommendation of appraisers confirmed.</i>				

51	S. L. Ziegler.....	1	3723	28,730	20
	Applicant heard. Appraisers recommend no reduction. Assessor reported assessment made on rate of 95 cents per square foot, and was most reasonable. <i>Petition referred to Supervisor Uhl for investigation.</i>				

52	Calif. Pacific Co.....	2	744	7,340	1
	Applicant heard. Appraisers recommend no reduction. <i>On motion Supervisor Uhl, petition re-referred to appraisers for recheck.</i>				

53	S. L. Ziegler.....	1 & 11	741 L	1-31,500	.
				L 11-21,650	.

Application heard. Appraisers recommend no reduction. Reduction requested on land only. Assessor reported a reduction of assessment in 1940, stating land in block was proportionately assessed. He will make an investigation of the entire district next year. *No objection and recommendation of appraisers confirmed.*

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Samuel L. and Maccie S. Ziegler...	11	340	18,650	8,600
Applicant heard. Appraisers recommend no reduction. Assessor reported last reduction was made in 1933. Thereupon, Supervisor Uhl moved that a reduction of \$600 be granted in building assessment. Assessor reported that he would consent to reduction of \$300. Appraisers agreed to such reduction of \$300, making the building assessment read \$8,300. <i>No objection, and reduction of \$300 granted.</i>				
Joseph F. Perini (deceased), north side Monterey Blvd. between Arcadia and Baden.....	9-10	6769	760	.....
Application heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Caterina Damato, 372 and 370 Francisco	13	40	2,150	4,500
Application heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Fannie W. Stanton, 942-952 Clement	22	1423	7,480	7,000
Applicant heard. Appraisers recommend reduction of \$500 in building assessment, making that assessment read \$6,500. <i>No objection and recommendation of appraisers confirmed.</i>				
Rachel Casner, Harry and Isidor Harris, 1335 Jackson.....	31	187	2,380	800
Applicant heard. Appraisers recommend no reduction. On motion by Supervisor Uhl, petition <i>re-referred to appraisers for recheck.</i>				
Ernst and Eleanor R. Nussbaum, 1200 Washington	5	189	6,220	15,000
Application heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
John and Suzanne Cipolla, 2240 Lombard	3A	490	2,500	15,000
Applicant heard. Appraisers recommend no reduction. On motion by Supervisor Uhl, petition <i>re-referred to appraisers for recheck.</i>				
Gertrude Mayers, 434-440 Grant Ave.	14	270	13,250	5,000
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Flora L. Kaplan, 15th Ave. between West Portal and Wawona.....	15/15A	2483	L 15-530 L 15A-490	..... 1,800
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Mrs. Etta M. Norman, 1120 Shrader.	1J	1277	800	5,400
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
American News Co., 657 Howard....	41	3735	20,200	50,000
Applicant heard. Appraisers recommend no reduction. Assessor reported last reduction in 1933. <i>No objection and recommendation of appraisers confirmed.</i>				
Colin Moreton, 261 Octavia.....	2	839	.....	3,200
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				

		Lot	Block	Land	Build
67	Steve Scalabrino, rear of lots 16 and 16D, Chestnut between Polk and Larkin	16H	477	520	.
	Applicant heard. Appraisers reported property reduced by Assessor year from \$700 to \$520, and recommend no further reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
68	Louis and Rose Ferrero, 3570 Pierce	24	442A	1,230	5
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
69	Ida Brown, 1616 Golden Gate Ave... ..	6C	1154	2,450	15
	Appraisers recommend reduction of \$300 in building assessment, making that assessment read \$15,000. <i>No objection and recommendation of appraisers confirmed.</i>				
70	H. W. and Stella K. Tibbs, 30 Santa Clara Ave.	4	2989A	1,360	4
	Appraisers recommend reduction of \$400 in building assessment, making that assessment read \$3,900. <i>No objection and recommendation of appraisers confirmed.</i>				
71	Etta Henry et al., 1335 Pine.....	18	278	3,790	
	Applicant heard, stating no reduction in assessment had been granted twenty-four years. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
72	Grace B. Molony, 1054 Sutter.....	9	279	6,700	9
	Applicant heard. Appraisers recommend reduction of \$500 in building assessment, making that assessment read \$8,500. <i>No objection and recommendation of appraisers confirmed.</i>				
73	Byron S. Rosenblatt, 499 37th Ave... ..	6	1469A	1,240	2
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
74	Miriam Cooper, 3601-03 Mission.....	28	5713	1,810	1
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
75	Steve Reithmuth, 641 San Jose Ave..	6597	71	990	1
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
76	Mrs. Samuel R. Dowler, 490 Collingwood	13	2769	710	6
	Application <i>withdrawn.</i>				
77	Minnie Wikman, 125-131 4th Ave....	4-5	1364	L 4-850 L 5-850	L 4-1 L 5-
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
78	Mrs. Ruth Hershell, 3030 19th Ave..	15	7226	920	2
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
79	Mary E. Keneally, 544 Precita Ave... ..	31	5515	1,300	2
	Applicant heard. Appraisers recommend no reduction. Assessor reported a reduction in 1939, and stated he would agree to reduction of \$100 in building assessment, making that assessment read \$2,800. Appraisers agree to such reduction. <i>No objection and reduction of \$100 in building assessment granted.</i>				

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Ada A. and A. B. Smith, 256-264 O'Farrell	11-12	315 L	11-10,530 L 12 71,410	32,500
Applicant heard. Assessor reported reductions in assessments in 1932, 1933, 1934, 1939 and 1941, and suggested that a further reduction of \$2,500 in building assessment, making that assessment read \$39,000, would be in order. Appraisers agree to such reduction. <i>No objection and reduction of \$2,500 in building assessment granted.</i>				
A. C. Firenze, 926-928 Haight.....	11	1237	1,180	1,800
Appraisers recommend reduction of \$200 in building assessment, making that assessment read \$1,600. <i>No objection and recommendation of appraisers confirmed.</i>				
Vernon and Marie Smith, northwest 23d and Kansas Sts.....	10	4202	990	3,150
Appraisers recommend reduction of \$150 in building assessment, making that assessment read \$3,000. <i>No objection and recommendation of appraisers confirmed.</i>				
Alide Schenck Petrovffsky, 523-525 Valencia	46	3569	2,890	900
Applicant heard. Appraisers report that building assessment is about correct. Supervisor Shannon moved a reduction of \$100 in building assessment, making that assessment read \$800. Appraisers agree to said reduction. <i>No objection and reduction of \$100 granted.</i>				
Hulda Mortenson, 1544 45th Ave....	30	1890	460	.....
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Chas. H. and Hulda Erickson, 1542 45th Ave.	31	1890	460	.....
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Hulda Erickson, north side Lawton (between 44th and 45th).....	18	1890	480	.....
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Mary V. Ehlert, 1548 45th Ave. (be- tween K and L).....	29	1890	910	.....
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Mary Ehlert, 1528 45th Ave. (be- tween K and L).....	32	1890	510	.....
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Jenny O'Driscoll, 2288 to 2298 Ful- ton, 222 to 232 Stanyan.....	19-20	1170	.....	3,000 3,250
Appraisers recommend reduction of \$250 in building assessment, making each building assessment read \$3,000. <i>No objection and recommendation of appraisers confirmed.</i>				

RECESS.

There being no more applicants desiring to be heard, and no further business before the Board, sitting as a Board of Equalization, the Board, at the hour of 12:08 p. m. recessed, to reconvene as a Board of Equalization on Thursday, July 23, 1942, at 10:00 a. m.

DAVID A. BARRY, Clerk.

THURSDAY, JULY 23, 1942, 10:00 A. M.

In Board of Supervisors, San Francisco, July 23, 1942, 10:00 a. m.

The Board of Supervisors reconvened, pursuant to recess, to sit as a Board of Equalization to continue consideration of petitions for corrections or reductions of assessments as shown on the assessment roll for the fiscal year 1942-1943.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors MacPhee, Meyer, Uhl—3.

Absent: Supervisors Brown, Colman, Gallagher, Green, Mead, O'Gara, Roncovieri, Shannon—8.

Supervisor MacPhee presiding.

Supervisor Roncovieri was noted present at 10:55 a. m.

Supervisor Mead was noted present at 10:55 a. m.

Supervisor O'Gara was noted present at 11:08 a. m.

Supervisor Green was noted present at 11:55 a. m.

Consideration of Applications for Corrections or Reductions of Assessments, Continued.

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Build</i>
31	Hannah Twomey	36	1524	12,980	6
	Applicant again heard. Appraisers, after further investigation, recommend no reduction. <i>Petition taken under advisement.</i>				
61	John and Suzanne Cipolla, 2240 Lombard	3A	490	2,500	15
	Appraisers recommend reduction of \$500 in building assessment, making that assessment read \$14,500. <i>No objection and recommendation of appraisers confirmed.</i>				
64	Mrs. Etta M. Norman, 1120 Shrader...	1J	1277	800	5
	Appraisers recommend reduction of \$400 in building assessment, making that assessment read \$5,000. <i>No objection and recommendation of appraisers confirmed.</i>				
85	John J. Lauricella, 3545 Webster....	3	436F'	1,380	2
	Applicant heard. Appraisers recommend no reduction. Assessor reports building reasonably assessed. On motion by Supervisor Uhl, petition was re-referred to appraisers for recheck.				
87	Helen Farbman, 1430 McAllister....	7	776	3,740	5
	Appraisers recommend reduction of \$400 in building assessment, making that assessment read \$5,500. <i>No objection and recommendation of appraisers confirmed.</i>				
90	C. T. and M. E. Hubner, F. I. and C. Ford, 205-7-9 California.....	12	262	36,170	9
	Applicant heard. Appraisers recommend no reduction, but suggested that Assessor investigate the situation next year. <i>No objection and recommendation of appraisers confirmed.</i>				
106	Harry Hollings, 1625 San Jose Ave...	37	6782	350	2
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
107	Dora Michaels, 446 Oak St., 447 Hickory St., rear	10	830	2,200	2
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Giuseppe Brucia, 3252 Pierce St.....	11-12	534	5,240	7,200
Appraisers recommend reduction of \$200 on building assessment, making that assessment read \$7,000. <i>No objection and recommendation of appraisers confirmed.</i>				
Jane Agnes Soldavini, 1901-03 Ocean Ave.	1	6915	3,380	27,000
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Florence Hislop, 840 Taylor St.....	15	274	3,180	7,500
Appraisers recommend reduction of \$500 in building assessment, making that assessment read \$7,000. <i>No objection and recommendation of appraisers confirmed.</i>				
German Old People's Home, 976 South Van Ness Ave.	9	3610	4,350	2,000
Appraisers recommend reduction of \$250 on building, making that assessment read \$1,750. Applicant heard. Assessor reported that proposed reduction would not be out of line. <i>No objection and recommendation of appraisers confirmed.</i>				
Rose M. Feragi, 451-457 Locust.....	3A	1018	1,410	5,400
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Joseph M. Healey et al., 1326 Hyde...	15	216	No comp.	7,600
Appraisers recommend reduction of \$200 in building assessment, making that assessment read \$7,400. <i>No objection and recommendation of appraisers confirmed.</i>				
Margt. and Mary M. White, N. Taraval, between 21st and 22nd Aves...	20A	2350	1,750	.....
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Eugene A. Bacchi, 10 Blackstone Court	12	504	2,840	8,000
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Harry H. and Ethel B. Behrens and Blayney, end of Hampton Place bet. 2nd and 3rd Sts. S. of Folsom..	21/38/39	3750	L 21—1,580 L 38, 39—840	..........
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Henry Anders, 355 Carl St.....	50B	1275	No comp.	3,000
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Mary McGreal, 3359A-22nd St.....	26	3633	No comp.	2,700
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
S. and Pauline Charlip, 735-3rd Ave.	6	1646	1,390	1,700
Appraisers recommend reduction of \$100 in building assessment, making that assessment read \$1,600. <i>No objection and recommendation of appraisers confirmed.</i>				

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Build</i>
120	Earl O. Pearson, nw. Vicente and 34th .....13A/13B/13C	2435	2,020	No i	
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
121	Mary Pearson, 220 Onondaga Ave...	5	6952	No comp.	2
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
122	Curney Donahue, 186-88 Liberty St.	56	3607	1,280	1
	Appraisers recommend reduction of \$150 in building assessment, make that assessment read \$1,750. <i>No objection, and recommendation of appraisers confirmed.</i>				
123	Bass Estate, 177 Valencia St., between Hermann and 13th.....	26	3513	6,380	2
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
124	Bass Estate Co., 221 Noe St., between 15th and 16th Sts.....	20	3560.	3,000	6
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
125	Louis and Mary Demartini, 1850 Pow- ell (Filbert and Green).....	22	89	No comp.	3
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
126	Calif. Pacific Title & Trust Co. (Alex and Dora Salomon, 410 Lake; 4th and 5th Ave.)	18	1353	No comp.	6
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
127	Ivan B. Hart, 1456 Jones at Jackson	18	189	6,520	15
	Applicant heard. Appraisers recommend no reduction. On motion Supervisor Uhl, application <i>re-referred to appraisers for recheck.</i>				
128	Wavell O'Hair, 2224 Jackson between Webster-Buchanan	5	589	4,150	1
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
129	Helen McClatchy, 1457 Valencia, near 26th St.	16	6530	2,880	1
	Applicant heard. Report from appraisers not ready and <i>consideration continued.</i>				
130	Wm. and Isabelle Moyle, 778 26th Ave. between Balboa and Cabrillo	17	1619	850	1
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
131	John and Lillian Davis, 1327 44th Ave. between Irving and Judah...	4	1799	620	1
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
132	Ella Allen, 1250 McAllister	6/7	774	L 6—2,530 L 7—2,530	6,7 6,7
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
33	G. Boccabella, 442-448 Lombard.....	11	62	{ 2,620 }	{ 3,500 }
				{No comp.}	
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
34	Mary F. and Frieda R. Larkin, 1258 47th Ave.	31	1704	670	800
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
35	Sigmund and Ray Anker, 87 Dolores	27	3534	{ 4,170 }	{ 40,000 }
				{No comp.}	
	Application heard. Appraisers recommend no reduction. <i>Re-referred to appraisers for recheck.</i>				
36	Mary I. Mollett, 1435 Pacific.....	40	185	1,220	5,000
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
37	Amadeo Dellartino, 1158-1162 Leaven- worth	20/21	247	L 20—2,880 L 21—3,300	..... 2,250
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
38	Bridget T. Dougherty, N. Santiago between 34th and 35th Aves.....	12	2315	3,640	No imp.
	Applicant heard. Appraisers recommend no reduction. Application for land only, and assessment in proportion other property in district. Supervisor O'Gara, seconded by Supervisor Mead, moved reduction in assessment to an amount to reduce the amount of taxes levied to \$111.69, the same amount of taxes levied against the property in fiscal year 1940-1941. Assessor reported that, in his opinion, reduction as moved would be illegal. In any case, reduction of assessment, is granted, must be a specific amount, since there is no knowledge of what the coming tax rate will be. Thereupon, the Chair suggested that the application be taken under advisement, and that in the meanwhile Supervisors O'Gara and Mead discuss the matter with the City Attorney to ascertain the legality of proposed reduction. <i>No objection and so ordered.</i>				

RECESS.

There being no more applicants desiring to be heard, and no further business come before the Board, sitting as a Board of Equalization, the Board, at the hour of 12:00 noon, recessed, to reconvene as a Board of Equalization on Monday, July 27, 1942, at 10:00 a. m.

DAVID A. BARRY, Clerk.

MONDAY, JULY 27, 1942, 10:00 A. M.

In Board of Supervisors, San Francisco, July 27, 1942, 10:00 a. m.

The Board of Supervisors reconvened, pursuant to recess, to sit as a Board of Equalization, to continue consideration of petitions for corrections or reductions of assessments as shown on the assessment roll for the fiscal year 1942-1943.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors MacPhee, Mead, Meyer, Uhl—4.

Absent: Supervisors Brown, Colman, Gallagher, Green, O'Gara, Roncovieri—Shannon—7.

Supervisor MacPhee presiding.

Supervisor Gallagher was noted present at 10:30 a. m.

Supervisor Shannon was noted present at 10:35 a. m.

Supervisor Green was noted present at 11:00 a. m.

Supervisor O'Gara was noted present at 11:20 a. m.

Consideration of Applications for Corrections or Reductions of Assessments, Continued.

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
10 Adolph Schwartz	7-8	675	6,040	4,500

The foregoing application, consideration of which was continued from July 17, 1942, was again taken up. Supervisor Uhl moved a reduction of \$1,000 in building assessment, making that assessment read \$3,500. Motion seconded by Supervisor Mead. Consideration was *temporarily postponed due to lack of a quorum*. Subsequently during the proceedings, there being a quorum present, consideration was resumed, and, no objection being made, the motion was *carried and the reduction granted* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, Shannon, Uhl—6.

Absent: Supervisors Brown, Colman, Green, O'Gara, Roncovieri—5.

11 Adolph Schwartz	21	764	3,940	3,200
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The foregoing application, consideration of which was continued from July 17, 1942, was again taken up. Supervisor Uhl moved reduction of \$200 in building assessment, making that assessment read \$3,000. *Consideration was temporarily postponed*. Subsequently during the proceedings, there being a quorum present, consideration was resumed and, no objection being made, the motion was *carried and the reduction was granted* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, Shannon, Uhl—6.

Absent: Supervisors Brown, Colman, Green, O'Gara, Roncovieri—5.

31 Hannah Twomey	36	1524	12,980	6,400
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Applicant again heard. The Chair reported that the matter had previously been taken under advisement by the Board. Supervisor Mead seconded by Supervisor Meyer, moved a reduction of \$1,000 on building making that assessment read \$5,400. *No objection and reduction granted*.

51 S. L. Ziegler	1	3723	28,730	20,500
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Supervisor Uhl, to whom the foregoing application had been referred, reported that inasmuch as the property for which a reduction in assessment was requested was assessed at only 95 cents per square foot, while property across the street was assessed at a much higher rate, he could not recommend any reduction. Appraisers recommend no reduction. *No objection and recommendation of appraisers confirmed*.

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Laurel Hill Cemetery Assn.....	1	1032	187,720	1,000
	35 & 36	1065	1,800	300
Supervisor Uhl moved, that because of lack of presence of full membership of the Board, consideration should be postponed, and made a Special Order of Business at 2:00 p. m. <i>No objection and so ordered.</i>				
Rachel Casner, Harry and Isidor Harris, 1335 Jackson	31	187	2,380	800
The foregoing application, previously re-referred to the appraisers for recheck, was again taken up. Appraisers, after recheck, recommended no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Dora Michaels, 446 Oak St., 447 Hickory St., rear	10	830	2,200	2,300
Appraisers recommend reduction of \$300 in building assessment, making that assessment read \$2,000. <i>No objection and recommendation of appraisers confirmed.</i>				
Ivan B. Hart, 1456 Jones at Jackson	18	189	6,520	15,500
Appraisers recommend reduction of \$400 in building assessment, making that assessment read \$15,100. <i>No objection and recommendation of appraisers confirmed.</i>				
Helen McClatchy, 1457 Valencia, near 26th St.	16	6530	2,880	1,600
Supervisor MacPhee reported that building was in such condition that, in his opinion, it should be removed, and he moved a reduction of \$100 in building assessment, making that assessment read \$1,500. Appraisers agree to suggested reduction. <i>No objection and reduction of \$100 granted.</i>				
G. Boccabella, 442-448 Lombard.....	14	62	{ 2,620 }	3,500
			{No comp.}	
Appraisers, after recheck of the foregoing application, recommend a reduction of \$200 in building assessment, making that assessment read \$3,300. <i>No objection and recommendation of appraisers confirmed.</i>				
Mary I. Mollett, 1435 Pacific.....	40	185	1,220	5,000
Appraisers, after recheck of the foregoing application, recommend reduction of \$150 in building assessment, making that assessment read \$4,850. <i>No objection and recommendation of appraisers confirmed.</i>				
Sam Blaustein, S.W. corner 35th Ave. and Clement St.	1	1467	1,370	.....
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
B. M. Lyon, 2916 Mission (25th and 26th Sts.)	3	6529	7,410	.....
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
A. W. Congdon, 3232 21st St.....	17	3609	4,680	15,000
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Geo. Toussaint, 25th between Diamond and Castro	37	6546	540	.....
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Buildin</i>
143	Calif. Pac. Title & Trust Co. (Anita Rhinegould) 1817-23 Sutter (Buchanan and Webster)	28	685	3,600	1,70
	Applicant heard. Appraisers recommend no reduction. However, on motion by Supervisor Uhl, seconded by Supervisor Shannon, no objection being made, building assessment was <i>reduced</i> by \$200, making that assessment read \$1,500.				
144	Isadore Merle, 1224 Grant Ave., between Broadway & Hinckley Alley	14	145	3,540	1,50
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
145	Augusta Schnitzer, 726 23d Ave. (Cabrillo and Fulton)	45	1665	{ 850 }	1,90
				{No comp.}	
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
146	Mrs. John Vicin, E. 19th Ave., 25th and Taraval S25xE100.....	28	2407	3,600	....
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
147	Helen L. Trauner, top of Twin Peaks	2/2A	2643	13,470	....
		4/4B	2643	8,165	....
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
148	Oakley Cook, 3084 21st Ave., between Ocean and Eucalyptus	6A	7218	900	2,20
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
149	Redmond W. Payne, 270 Santa Clara between San Anselmo-St. Francis	10-11	3073	2,250	6,30
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
150	Redmond W. Payne, 275 6th Ave. between California-Clement	12	1427	2,350	14,50
	Appraisers recommend reduction of \$500 in building assessment, making that assessment read \$14,000. <i>No objection and recommendation of appraisers confirmed.</i>				
151	Frank M. and Rosa M. Merrill, 1206 18th St. (Mississippi-Texas)	10	4001	{ 750 }	1,50
				{No comp.}	
	Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
152	Orry C. Westphal, 1543 25th Ave., between Kirkham-Lawton	6	1871	540	1,90
	Appraisers recommend reduction of \$100 in building assessment, making that assessment read \$1,800. <i>No objection and recommendation of appraisers confirmed.</i>				
153	Marie B. Borrman, 1331 Fell St....	14	1214	1,130	1,25
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Mrs. Lucian Sabella, 314 Francisco St., between Stockton-Powell.....	5	40	1,410	6,000
Appraisers recommend reduction of \$500 in building assessment, making that assessment read \$5,500. <i>No objection and recommendation of appraisers confirmed.</i>				
Nellie Jelinski, 410 Arguello (Euclid-Clement)	43	1061	1,480	1,100
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Lucille Jelinski, 495 39th Ave (NW. 39th and Geary)	22	1471	{ 1,040 } {No comp.}	1,800
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Nellie E. McDonald, 1679 21st Ave., between Lawton and Moraga Sts.	17	1922	540	1,700
Applicant heard. Appraisers recommend no reduction. Supervisor Mead, seconded by Supervisor Shannon, moved reduction of \$100 in building assessment, making that assessment read \$1,600.				
Motion <i>carried</i> by the following vote:				
Ayes: Supervisors Gallagher, Green, Mead, Meyer, O'Gara, Shannon—6.				
No: Supervisor Uhl—1.				
Absent: Supervisors Brown, Colman, MacPhee, Roncovieri—4.				
Nellie Jelinski, 1210-12 23d Ave., (Irving-Lincoln Way)	45	1728	{ 650 } {No comp.}	3,200
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Lucille Jelinski and Dorothy M. Jacobsen, 2910 Lake (nr. 30th)...	7	1328	3,890	9,000
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Dorothy M. Jacobsen, 2266 Pacific Ave. (Webster-Buchanan)	10	580	7,000	1,500
Applicant heard. Appraisers recommend reduction of \$200. Supervisor Mead, seconded by Supervisor Shannon, moved reduction of \$500 on building assessment, making that assessment read \$1,000. <i>No objection and reduction of \$500 granted.</i>				
R. S. Silva, 1300 Balboa (NW. 13th and Balboa)	14/15	1557	3,780	6,600
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Alice D. Brown, 755 O'Farrell.....	34/35	321	{ 9,440 } {No comp.}	38,000
Appraisers recommend reduction of \$1,000 in building assessment, making that assessment read \$37,000. <i>No objection and recommendation of appraisers confirmed.</i>				
Alice D. Brown and John Gassman, N/W Post and Polk	2	691	36,390	15,000
Appraisers recommend reduction of \$1,500 in building assessment, making that assessment read \$13,500. <i>No objection and recommendation of appraisers confirmed.</i>				

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Buildin</i>
164	City Title Insurance Co. (Chas. W. Withington) 4-18 Octavia St.....	2A	855	7,270	5,60
	Appraisers recommend reduction of \$400 in building assessment, making that assessment read \$5,200. <i>No objection and recommendation of appraisers confirmed.</i>				
165	Alice J. Chambers-Daisy C. Woolsey, 2220-22 Sacramento St.	5	627	8,670	11,40
	Appraisers recommend reduction of \$400 in building assessment, making that assessment read \$11,000. <i>No objection and recommendation of appraisers confirmed.</i>				
166	Cornelia S. Salinger, 2253 Franklin..	2	576	4,560	5,40
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
167	Tom Lonich, 43 Albion St.....	52	3555	890	2,00
	Appraisers recommend no reduction. However, on motion by Supervisor Uhl, no objection being made, reduction of \$100 in building assessment was granted, making that assessment read \$1,900.				
168	Pacific States Bldg. & Loan, 212 Stockton St.	11/12	309	143,640 80,470	22,00 13,00
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
169	H. J. Amigo, 1373 Broadway.....	29	154	3,750	1,05
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
170	Caroline Agras, 1346-48 Leavenworth St.	12	215	2,100	2,30
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
171	Alvin and Lois C. Campbell (Cole H. Baker, 1942 roll) 553 Front St...	1	198	19,270	8,50
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
172	Wm. J. Farrell, 128-40 Octavia.....	11	853	1,720	3,60
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
173	Minnie M. Puppel, 85 21st Ave.....	10/11	1337	{ 3,460 } {both lots}	1,25
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
174	Celestina Frachia, 818 Huron.....	4	7110A	310	1,05
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
175	Mary J. White, 6304-12 Geary Blvd...	5	1459	4,840	15,00
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
176	Joseph Paula, 980 Huron Ave.....	15	7142	360	1,30
	Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
Edward and Mariane Lapotka (359) 361-363 Waller	28	868	2,930	1,600
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Levina Levin et al., 1865 Sacramento	10	642	5,800	8,100
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Leslie M. and Grace Bruce, 3553 Divisadero St.	2	922	1,100	1,700
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
E. E. & H. A. Bixler, 424 Central Ave.	22	1207	1,080	1,250
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Paul S. & Mary DeMartini, 1144 Clay	11	213	2,800	4,200
Applicant heard. Appraisers recommend reduction of \$200 in building assessment, making that assessment read \$4,000. <i>No objection and recommendation of appraisers confirmed.</i>				
Josephine C. Dobson, 1844-46 Balboa	23A	1562	1,000	3,100
Appraisers recommend reduction of \$100 in building assessment, making that assessment read \$3,000. <i>No objection and recommendation of appraisers confirmed.</i>				
Paul G. and Mary DeMartini, 1518-20-22 Jackson	10	596	2,010	2,500
Applicant heard. Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Mrs. Marie Pappens, 140 Turk.....	7	339	9,900	10,300
Appraisers recommend no reduction. <i>No objection and recommendation of appraisers confirmed.</i>				
Joseph and Lorna Stipinovich, 1946 Washington	6	600	{ 5,820 }	10,800
			{No comp.}	
Applicant heard. Appraisers recommend no reduction. Supervisor Mead, seconded by Supervisor Shannon, moved for reduction of \$800 in building assessment, making that assessment read \$10,000. Appraisers agree to reduction of \$400 in building assessment. However, the roll was called on motion for \$800 reduction, and said reduction was <i>granted</i> by the following vote:				
Ayes: Supervisors Gallagher, Green, Mead, O'Gara, Shannon, Uhl—6.				
No: Supervisor Meyer—1.				
Absent: Supervisors Brown, Colman, MacPhee, Roncovieri—4.				

RECESS.

There being no more applicants desiring to be heard, and no further business come before the Board, sitting as a Board of Equalization, the Board, at the hour of 12:00 noon, recessed, to reconvene as a Board of Equalization, during the regular afternoon session of the Board, to hear application of the Laurel Hill Cemetery Association, and to conclude the business of the Board of Equalization.

DAVID A. BARRY, Clerk.

MONDAY, JULY 27, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, July 27, 1942, 2:00 p. m.
The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Ga
Roncovieri, Shannon, Uhl—11.

Quorum present.

President Jesse C. Colman presiding.

**Consideration of Applications for Corrections or Reductions of
Assessments, Continued.**

On motion by Supervisor Uhl, the Board of Supervisors met as a Board of Equalization, pursuant to motion duly made and carried during the morning session of the Board of Equalization, to consider the application of the Laurel Hill Cemetery Association for reduction of assessment, and to conclude its business as a Board of Equalization. President Jesse C. Colman presided as Chairman, on motion by Supervisor Uhl.

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Buildi</i>
55 Laurel Hill Cemetery Assn.....	1	1032	187,720	1,0
	35 & 36	1065	1,800	3

The Assessor reported that inasmuch as bodies had been removed from Laurel Hill Cemetery prior to March, 1942, he had no alternative but to place the property on the assessment roll for the current fiscal year. The property had been placed on the assessment roll for the previous fiscal year, but the Board of Equalization had reduced the Assessor's assessment to a nominal amount.

Mr. James Scott, attorney, representing the Laurel Hill Cemetery Association, urged that, under the circumstances, the same consideration should be extended as had previously been given. The cemetery association, Mr. Scott pointed out, was a nonprofit organization. While technically Laurel Hill had been abandoned as a cemetery, the land could not be used. The association was without funds to pay taxes of such assessment as has been placed on the property.

The City Attorney, in reply to questioning by Supervisor Green, advised that the Board could handle the situation in any way it desired. A nominal assessment was made on the property during the previous year; if the assessment was good then it would be good now. The Board can place such value on the property as it sees fit.

Thereupon, Supervisor Roncovieri, seconded by Supervisor Uhl, moved that the assessment be reduced to the amount of last year's assessment, or \$5,400.

Privilege of the Floor.

Mr. George Skaller, on being granted the privilege of the floor, urged that the motion for reduction of assessment, receive favorable consideration by the Board.

Mr. Oscar Heyman, who had been negotiating for the purchase of Laurel Hill Cemetery property, pointed out that the situation this year was the same as it was in 1941, and that he believed the same consideration should be given.

Explanation of Vote.

Supervisor Colman, in explanation of his intended vote, stated that last year he had thought an assessment of only \$5,400 was too low, and he had moved that it be increased. The motion, however, had been defeated, and he believed such a motion would be defeated at the present time. He would vote for the proposed reduction of assessment to \$5,400, but he believed there were points in the City Attorney's opinion, which had been read by the Clerk, that the Board should

ponder on. The Board should not take the attitude that this cemetery property should always be exempt from taxation. Other vacant property cannot be developed, and the Board has no right to grant relief indiscriminately for such reason.

Supervisor Shannon moved as an amendment to the motion by Supervisor Roncovieri, that the assessment on the property be fixed at \$50,000. Motion *failed for want of a second*.

Supervisor MacPhee, in explanation of his vote, stated that while he was most sympathetic, he must vote against the motion for reduction. The Board, by the motion, would be granting relief to one group of people which it had refused to grant to other people.

Motion Carried and Reduction Granted.

Thereupon, the roll was called and the motion to reduce the assessment on Laurel Hill Cemetery Association property to \$5,400 was *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, Meyer, O'Gara, Roncovieri, Uhl—8.

Noes: Supervisors MacPhee, Mead, Shannon—3.

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
138 Bridget T. Dougherty, N. Santiago between 34th and 35th Aves.....	12	2315	3,640	No imp.

The foregoing application, which on July 23, 1942, was taken under advisement, was again taken up. Supervisor O'Gara, seconded by Supervisor Mead, moved a reduction of \$100 on land assessment, making that assessment read \$3,540.

Motion *carried* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Shannon—6.

Noes: Supervisors Brown, Colman, Roncovieri, Uhl—4.

Absent: Supervisor Green—1.

Approval of Recommendations of Board of Appraisers.

Supervisor Mead, seconded by Supervisor Shannon, moved that the recommendations of the Board of Appraisers for reductions or corrections of assessments be approved.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

No: Supervisor Gallagher—1.

Denial of Applications.

Supervisor Mead, seconded by Supervisor Shannon, moved that the applications for reductions or corrections of assessments, not otherwise acted on, be denied.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Approval of Motions for Reduction of Assessments Taken Under Advisement and Not Otherwise Acted Upon.

Supervisor Mead, seconded by Supervisor Shannon, moved that motions for reductions of assessments heretofore taken under advisement and not otherwise acted on be approved.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Approval of Assessor's Clerical Error List

Supervisor Mead, seconded by Supervisor Shannon, moved that the Clerical Error List presented by the Assessor be approved.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer O'Gara, Roncovieri, Shannon, Uhl—11.

**Complete List of Applications for Correction or Reduction of Assessments
Filed With the Board of Equalization.**

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
1 Mary Heaviside	45	1462	1,050	.....
2 Elise M. Olivera.....	1	2130A	680	1,800
3 Feodor and Svea Rothe.....	3A & 4	1441	.....	13,500
4 Wells Fargo Bank & Union Trust Co.	16-17	3707	L 16-68,250 L 17-24,650	..........
5 Wells Fargo Bank & Union Trust Co.	34	251	1,200	.....
6 Wells Fargo Bank & Union Trust Co.	2	258	9,870	.....
7 Wells Fargo Bank & Union Trust Co.	15-16-17	1584	3,950	.....
8 Wells Fargo Bank & Union Trust Co.	5C	291	42,240	.....
9 Isidro Arellano	25	631	1,700	1,800
10 Adolph Schwartz	7-8	675	6,040	4,500
11 Adolph Schwartz	21	764	3,940	3,200
12 Pauline Charlip	6	1646	.....	1,700
13 Geo. and Elsie Klingler.....	14	6448	260	1,600
14 Emma L. Parker.....	78-79	3728	9,160	.....
16 Mrs. Thomas Grace.....	1A	6727	330	1,100
16 W. J. Welch.....	13-14	6609	400	.....
17 Adolph Raggio	34	847	1,310	3,000
18 M. and M. Yerman.....	2E	4008	380	.....
19 Anna M. Kerrigan.....	5	1925	670	1,750
20 Mrs. Evelyn Regan.....	50	1728	730	3,200
21 Mrs. Evelyn Regan.....	3E	2320	720	2,000
22 Agnes C. Seike.....	33	2056	1,000	1,250
23 Laura M. Landers.....	27	1535	870	2,750
24 Laura M. Landers.....	4	1889	540	1,400
25 Herman Strohmeier	27	3114	1,070	.....
26 Wong Suey Seong.....	6	226	3,510	2,800
27 Regina V. Marias.....	13	216	5,060	7,600
28 Katherine L. Torpey.....	19-20	1733	5,460	.....
29 Helen McClatchy	24I	6970	.....	950
30 Katherine L. Torpey.....	8	3649	1,150	1,450
31 Hannah Twomey	36	1524	12,980	6,400
32 A. M. Scott.....	11-14	3594	13,200	17,500
33 Albert Huber	3	2193	2,260	.....
34 Maria T. Greenberg.....	30	685	1,980	500
35 Jake Cabito	11	6419	500	2,400
36 Christine C. and A. H. Rohde.....	57	3557	.....	7,100
37 Willard B. and Alma E. Jefferson....	13A	184	2,270	.....
38 Willard B. and Alma E. Jefferson....	2	2860	1,350	.....
39 Wilhelmina Foerst	9-10	4850	380	.....
40 Wilhelmina Foerst	7	5890	300	.....
41 Wilhelmina Foerst	5	5960	380	.....
42 Sam and Rose Cohen.....	20	3564	1,520	3,250
43 Essee A. Jebb.....	40	1582	820	150
44 Henry T. and Gladys E. Wrede.....	9	2647	.....	2,050
45 Harry J. Daniels.....	1	686	7,560	12,000
46 J. M. Hansen.....	20	1626	.....	4,500
47 Maria Doran	25	2692	640	2,200
48 Telegraph Hill Neighborhood Assn..	14	64	9,900	250
49 S. E. Kruger	31	1040	.....	5,800
50 Maecie S. Ziegler.....	62	3725	5,400	2,900
51 S. L. Ziegler.....	1	3723	28,730	20,500

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
52	Calif. Pacific Co.....	2	744	7,340	1,500
53	S. L. Ziegler.....	1 & 11	741	L 1-31,500 L 11-21,650	.....
54	Samuel L. and Maecie S. Ziegler....	11	340	18,650	8,600
55	Laurel Hill Cemetery Assn.....	1	1032	187,720	1,000
		35 & 36	1065	1,800	300
56	Joseph F. Perini (deceased), north side Monterey Blvd. between Ar- cadia and Baden.....	9-10	6769	760	.....
57	Caterina Damato, 372 and 370 Fran- cisco	13	40	2,150	4,500
58	Fannie W. Stanton, 942-952 Clement.	22	1423	7,480	7,000
59	Rachel Casner, Harry and Isidor Harris, 1335 Jackson.....	31	187	2,380	800
60	Ernst and Eleanor R. Nussbaum, 1200 Washington	5	189	6,220	15,000
61	John and Suzanne Cipolla, 2240 Lom- bard	3A	490	2,500	15,000
62	Gertrude Mayers, 434-440 Grant Ave..	14	270	13,250	5,000
63	Flora L. Kaplan, 15th Ave. between West Portal and Wawona.....	15/15A	2483	L 15-530 L 15A-490	..... 1,800
64	Mrs. Etta M. Norman, 1120 Shrader..	1J	1277	800	5,400
65	American News Co., 657 Howard.....	41	3735	20,200	50,000
66	Colin Moreton, 261 Octavia.....	2	839	.....	3,200
67	Steve Scalabrino, rear of lots 16 and 16D, Chestnut between Polk and Larkin	16H	477	520	.....
68	Louis and Rose Ferrero, 3570 Pierce..	24	442A	1,230	5,600
69	Ida Brown, 1616 Golden Gate Ave....	6C	1154	2,450	15,300
70	H. W. and Stella K. Tibbs, 30 Santa Clara Ave.	4	2989A	1,360	4,300
71	Etta Henry et al., 1335 Pine.....	18	278	3,790	500
72	Grace B. Molony, 1054 Sutter.....	9	279	6,700	9,000
73	Byron S. Rosenblatt, 499 37th Ave...	6	1469A	1,240	2,650
74	Miriam Cooper, 3601-03 Mission.....	28	5713	1,810	1,200
75	Steve Reithmuth, 641 San Jose Ave..	6597	71	990	1,700
76	Mrs. Samuel R. Dowler, 490 Colling- wood	13	2769	710	6,500
77	Minnie Wikman, 125-131 4th Ave....	4-5	1364	L 4-850 L 5-850	L 4-1,000 L 5-350
78	Mrs. Ruth Hershell, 3030-19th Ave...	15	7226	920	2,400
79	Mary E. Keneally, 544 Precita Ave...	31	5515	1,300	2,900
80	Ada A. and A. B. Smith, 256-264 O'Farrell	11-12	315	L 11-10,530 L 12-71,410	32,500
81	Gilmore Oil Co., 3d & 18th Sts.....	....	Personal property only		
82	Bessie Brennan, Valencia St. between 19th and 20th Sts.....	90	3596	2,280	.....
83	Adele and Simon Kafka, 219-221 6th St.	123	3732	3,600	4,400
84	A. C. Firenze, 926-928 Haight.....	11	1237	1,180	1,800
85	John J. Lauricella, 3545 Webster....	3	436F	1,380	2,500
86	Vernon and Marie Smith, northwest 23d and Kansas Sts.....	10	4202	990	3,150
87	Helen Farbman, 1430 McAllister.....	7	776	3,740	5,900
88	Alide Schenck Petrovffsky, 523-525 Valencia	46	3569	2,890	900
89	Marie H. Molinari, 2925-27 20th St...	24A	4086	880	900
90	C. T. and M. E. Hubner, F. I. and C. Ford, 205-7-9 California.....	12	262	36,170	9,500

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
91	Christian E. and Sarah E. Henning, S/E 39th Ave. and Irving St.....	45	1793	1,450	.....
92	Hulda Mortenson, 1544 45th Ave....	30	1890	460	.....
93	Chas. H. and Hulda Erickson, 1542 45th Ave.	31	1890	460	.....
94	Hulda Erickson, north side Lawton (between 44th and 45th).....	18	1890	480	.....
95	Mary V. Ehlert, 1548 45th Ave. (be- tween K and L).....	29	1890	910	.....
96	Mary Ehlert, 1528 45th Ave. (be- tween K and L).....	32	1890	510	.....
97	Carlo Biglieri, 356 Richland Ave....	63	5744	450	1,500
98	Jenny O'Driscoll, 2288 to 2298 Ful- ton, 222 to 232 Stanyan.....	19-20	1170	.....	3,000 3,250
99	Frank B. and Gladys E. McFall, 294 Maynard (W. end Stoneson Devel.)	1	5895	.....	1,350
100	Albert and Anna C. Nelson, Irving between 34th and 35th Aves.....	1	1789	7,440	.....
101	Annie Simmons and Ada Michael, 1135-7-9 Turk St.....	22	758	1,620	2,000
102	John P. and Marie Giordanego, 2229 San Jose Ave. (Geneva & Seneca)	9A	6964	490	1,500
103	Kate L. and Earl W. Bumstead, 121 Westgate Drive, near Ocean.....	11	3265	1,020	3,150
104	Bertha Brugge, 374 24th Ave.....	23A	1410	.....	1,000
105	Angela White, 1641 Washington St., between Polk and Larkin.....	25	620	3,020	5,850
106	Harry Hollings, 1625 San Jose Ave....	37	6782	350	2,150
107	Dora Michaels, 446 Oak St., 447 Hick- ory St., rear.....	10	830	2,200	2,300
108	Giuseppe Brucia, 3252 Pierce St.....	11-12	534	5,240	7,200
109	Jane Agnes Soldavini, 1901-03 Ocean Ave.	1	6915	3,380	27,000
110	Florence Hislop, 840 Taylor St.....	15	274	3,180	7,500
111	German Old People's Home, 976 South Van Ness Ave.	9	3610	4,350	2,000
112	Rose M. Feragi, 451-457 Locust.....	3A	1018	1,410	5,400
113	Joseph M. Healey et al., 1326 Hyde...	15	216	No comp.	7,600
114	Margt. and Mary M. White, N. Tara- val, between 21st and 22nd Aves...	20A	2350	1,750	.....
115	Eugene A. Bacchi, 10 Blackstone Court	12	504	2,840	8,000
116	Harry H. and Ethel B. Behrens and Blayney, end of Hampton Place bet. 2nd and 3rd Sts. S. of Folsom.....	21/38/39	3750	L 21—1,580 L 38, 39—840	..........
117	Henry Anders, 355 Carl St.....	50B	1275	No comp.	3,000
118	Mary McGreal, 3359A-22nd St.....	26	3633	No comp.	2,700
119	S. and Pauline Charlip, 735-3rd Ave..	6	1646	1,390	1,700
120	Earl O. Pearson, nw. Vicente and 34th	13A/13B/13C	2435	2,020	No imp.
121	Mary Pearson, 220 Onondaga Ave....	5	6952	No comp.	2,850
122	Curney Donahue, 186-88 Liberty St.	56	3607	1,280	1,900
123	Bass Estate, 177 Valencia St., between Hermann and 13th.....	26	3513	6,380	2,900
124	Bass Estate Co., 221 Noe St., between 15th and 16th Sts.	20	3560	3,000	6,800
125	Louis and Mary Demartini, 1850 Pow- ell (Filbert and Green)	22	89	No comp.	3,800

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
26 Calif. Pacific Title & Trust Co. (Alex and Dora Salomon, 410 Lake; 4th and 5th Ave.)	18	1353	No comp.	6,700
27 Ivan B. Hart, 1456 Jones at Jackson	18	189	6,520	15,500
28 Wavell O'Hair, 2224 Jackson between Webster-Buchanan	5	589	4,150	1,500
29 Helen McClatchy, 1457 Valencia, near 26th St.	16	6530	2,880	1,600
30 Wm. and Isabelle Moyle, 778 26th Ave. between Balboa and Cabrillo	17	1619	850	1,500
31 John and Lillian Davis, 1327 44th Ave. between Irving and Judah...	4	1799	620	1,300
32 Ella Allen, 1250 McAllister	6/7	774	L 6—2,530 L 7—2,530	6,750 6,750
33 G. Boccabella, 442-448 Lombard.....	14	62	{ 2,620 } {No comp.}	3,500
34 Mary F. and Frieda R. Larkin, 1258 47th Ave.	31	1704	670	800
35 Sigmund and Ray Anker, 87 Dolores	27	3534	{ 4,170 } {No comp.}	40,000
36 Mary I. Mollett, 1435 Pacific.....	40	185	1,220	5,000
37 Amadeo Dellartino, 1158-1162 Leavenworth	20/21	247	L 20—2,880 L 21—3,300	..... 2,250
38 Bridget T. Dougherty, N. Santiago between 34th and 35th Aves.....	12	2315	3,640	No imp.
39 Sam Blaustein, S.W. corner 35th Ave. and Clement St.	1	1467	1,370	.....
40 B. M. Lyon, 2916 Mission (25th and 26th Sts.)	3	6529	7,410	.....
41 A. W. Congdon, 3232 21st St.	17	3609	4,680	15,000
42 Geo. Toussaint, 25th between Diamond and Castro	37	6546	540	.....
43 Calif. Pac. Title & Trust Co. (Anita Rhinegould) 1817-23 Sutter (Buchanan and Webster)	28	685	3,600	1,700
44 Isadore Merle, 1224 Grant Ave., between Broadway & Hinckley Alley	14	145	3,540	1,500
45 Augusta Schnitzer, 726 23d Ave. (Cabrillo and Fulton)	45	1665	{ 850 } {No comp.}	1,900
46 Mrs. John Vicin, E. 19th Ave., 25th and Taraval S25xE100	28	2407	3,600	.....
47 Helen L. Trauner, top of Twin Peaks	2/2A 4/4B	2643 2643	13,470 8,165	..........
48 Oakley Cook, 3084 21st Ave, between Ocean and Eucalyptus	6A	7218	900	2,200
49 Redmond W. Payne, 270 Santa Clara between San Anselmo-St. Francis	10-11	3073	2,250	6,300
50 Redmond W. Payne, 275 6th Ave between California-Clement	12	1427	2,350	14,500
51 Frank M. and Rosa M. Merrill, 1206 18th St., (Mississippi-Texas)	10	4001	{ 750 } {No comp.}	1,500
52 Orry C. Westphal, 1543 25th Ave., between Kirkham-Lawton	6	1871	540	1,900
53 Marie B. Borrman, 1331 Fell St. ...	14	1214	1,130	1,250
54 Mrs. Lucian Sabella, 314 Francisco St., between Stockton-Powell	5	40	1,410	6,000

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>
155	Nellie Jelinski, 410 Arguello (Euclid-Clement)	43	1061	1,480	1,400
156	Lucille Jelinski, 495 39th Ave (NW 39th and Geary)	22	1471	{ 1,040 } {No comp.}	1,800
157	Nellie E. McDonald, 1679 21st Ave., between Lawton and Moraga Sts..	17	1922	540	1,700
158	Nellie Jelinski, 1210-12 23d Ave., (Irving-Lincoln Way)	45	1728	{ 650 } {No comp.}	
159	Lucille Jelinski and Dorothy M. Jacobsen, 2910 Lake (nr 30th)..	7	1328	3,890	9,000
160	Dorothy M. Jacobsen, 2266 Pacific Ave. (Webster-Buchanan)	10	580	7,000	1,500
161	R. S. Silva, 1300 Balboa (NW 13th and Balboa)	14/15	1557	3,780	6,600
162	Alice D. Brown, 755 O'Farrell	34/35	321	{ 9,440 } {No comp.}	38,000
163	Alice D. Brown and John Gassman, N/W Post and Polk	2	691	36,390	15,000
164	City Title Insurance Co. (Chas. W. Withington) 4-18 Octavia St.	2A	855	7,270	5,600
165	Alice J. Chambers-Daisy C. Woolsey, 2220-22 Sacramento St.	5	627	8,670	11,400
166	Cornelia S. Salinger, 2253 Franklin	2	576	4,560	5,400
167	Tom Lonich, 43 Albion St.	52	3555	890	2,000
168	Pacific States Bldg. & Loan, 212 Stockton St.	11/12	309	143,640 80,470	22,000 13,000
169	H. J. Amigo, 1373 Broadway	29	154	3,750	1,050
170	Caroline Agras, 1346-48 Leavenworth St.	12	215	2,100	2,300
171	Alvin and Lois C. Campbell (Cole H. Baker, 1942 roll) 553 Front St.	1	198	19,270	8,500
172	Wm. J. Farrell, 128-40 Octavia	11	853	1,720	3,600
173	Minnie M. Puppel, 85 21st Ave.	10/11	1337	{ 3,460 } {both lots}	1,250
174	Celestina Frachia, 818 Huron	4	7110A	310	1,050
175	Mary J. White, 6304-12 Geary Blvd.	5	1459	4,840	15,000
176	Joseph Paula, 980 Huron Ave.	15	7142	360	1,300
177	Edward and Mariane Lapotka (359) 361-363 Waller	28	868	2,930	1,600
178	Levina Levin et al., 1865 Sacramento	10	642	5,800	8,100
179	Leslie M. and Grace Bruce, 3553 Divisadero St.	2	922	1,100	1,700
180	E. E. & H. A. Bixler, 424 Central Ave.	22	1207	1,080	1,250
181	Paul S. & Mary DeMartini, 1144 Clay	11	213	2,800	4,200
182	Josephine C. Dobson, 1844-46 Balboa	23A	1562	1,000	3,100
183	Paul G. and Mary DeMartini, 1518-20-22 Jackson	10	596	2,010	2,500
184	Mrs. Marie Pappens, 140 Turk	7	339	9,900	10,300
185	Joseph and Lorna Stipinovich, 1946 Washington	6	600	{ 5,820 } {No comp.}	10,800

List of Reductions in Assessments Granted.

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>	<i>Reduced to</i>	<i>Reduction</i>
3	Feodor and Svea Rothe	3A & 4	1441	.....	13,500	13,000	500
5	Wells Fargo Bank & Union Trust Co.....	34	251	1,200	.....	*900	*300
10	Adolph Schwartz	7-8	675	6,040	4,500	3,500	1,000
11	Adolph Schwartz	21	764	3,940	3,200	3,000	200
19	Anna M. Kerrigan.....	5	1925	670	1,750	1,600	150
26	Wong Suey Seong.....	6	226	3,510	2,800	2,600	200
28	Katherine L. Torpey..	19-20	1733	5,460	.....	*5,000	*460
31	Hannah Twomey	36	1524	12,980	6,400	5,400	1,000
33	Albert Huber	3	2193	2,260	.....	*1,610	*650
42	Sam and Rose Cohen..	20	3564	1,520	3,250	3,050	200
45	Harry J. Daniels.....	1	686	7,560	12,000	11,500	500
48	Telegraph Hill Neigh- borhood Assn.	14	64	9,900	250	*250	*9,650
54	Samuel L. and Maecie S. Ziegler	11	340	18,650	8,600	8,300	300
55	Laurel Hill Cemetery Assn.	1	1032	187,720	1,000	*5,400	*182,320
		35 & 36	1065	1,800	300		
58	Fannie W. Stanton, 942- 952 Clement	22	1423	7,480	7,000	6,500	500
61	John and Suzanne Ci- polla, 2240 Lombard.	3A	490	2,500	15,000	14,500	500
64	Mrs. Etta M. Norman, 1120 Shrader	1J	1277	800	5,400	5,000	400
69	Ida Brown, 1616 Golden Gate Ave.	6C	1154	2,450	15,300	15,000	300
70	H. W. and Stella K. Tibbs, 30 Santa Clara Ave.	4	2989A	1,360	4,300	3,900	400
72	Grace B. Molony, 1054 Sutter	9	279	6,700	9,000	8,500	500
79	Mary E. Keneally, 544 Precita Ave.	31	5515	1,300	2,900	2,800	100
80	Ada A. and A. B. Smith, 256-264 O'Farrell	11-12	315	L 11-10,530 L 12-71,410	32,500	30,000	2,500
84	A. C. Firenze, 926-928 Haight	11	1237	1,180	1,800	1,600	200
86	Vernon and Marie Smith, northwest 23d and Kansas Sts.....	10	4202	990	3,150	3,000	150
87	Helen Farbman, 1430 McAllister	7	776	3,740	5,900	5,500	400
88	Alide Schenck Petrovff- sky, 523-525 Valencia	46	3569	2,890	900	800	100
98	Jenny O'Driscoll, 2288 to 2298 Fulton, 222 to 232 Stanyan	19-20	1170	.....	3,000 3,250	3,000	250
107	Dora Michaels, 446 Oak St., 447 Hickory, rear	10	830	2,200	2,300	2,000	300
108	Giuseppe Brucia, 3252 Pierce	11-12	534	5,240	7,200	7,000	200
110	Florence Hislop, 840 Taylor	15	274	3,180	7,500	7,000	500
111	German Old People's Home, 976 South Van Ness Ave.	9	3610	4,350	2,000	1,750	250

		<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>	<i>Reduced to</i>	<i>Reduc- tion</i>
113	Joseph M. Healey et al., 1326 Hyde	15	216	No comp.	7,600	7,400	200
119	S. and Pauline Charlip, 735-3rd Ave.	6	1646	1,390	1,700	1,600	100
122	Curney Donahue, 186-88 Liberty	56	3607	1,280	1,900	1,750	150
127	Ivan B. Hart, 1456 Jones at Jackson....	18	189	6,520	15,500	15,100	400
129	Helen McClatchy, 1457 Valencia, near 26th St.	16	6530	2,880	1,600	1,500	100
133	G. Boccabella, 442-448 Lombard	14	62	{ 2,620 } {No comp.}	3,500	3,300	200
136	Mary I. Mollett, 1435 Pacific	40	185	1,220	5,000	4,850	150
138	Bridget T. Dougherty, N. Santiago bet. 34th and 35th Aves.....	12	2315	3,640	No imp.	*3,540	*100
143	Calif. Pac Title & Trust Co. (Anita Rhine- gould), 1817-23 Sut- ter (Buchanan and Webster)	28	685	3,600	1,700	1,500	200
150	Redmond W. Payne, 275 6th Ave., bet. Califor- nia and Clement....	12	1427	2,350	14,500	14,000	500
152	Orry C. Westphal, 1543 25th Ave., bet. Kirk- ham and Lawton....	6	1871	540	1,900	1,800	100
154	Mrs. Lucian Sabella, 314 Francisco, bet. Stockton and Powell.	5	40	1,410	6,000	5,500	500
157	Nellie E. McDonald, 1679 21st Ave., bet. Lawton and Moraga.	17	1922	540	1,700	1,600	100
160	Dorothy M. Jacobsen, 2266 Pacific Ave., bet Webster and Bu- chanan	10	580	7,000	1,500	1,000	500
162	Alice D. Brown, 755 O'Farrell	34/35	321	{ 9,440 } {No comp.}	38,000	37,000	1,000
163	Alice D. Brown and John Gassman, N/W Post and Polk.....	2	691	36,390	15,000	13,500	1,500
164	City Title Insurance Co. (Chas. W. With- ington), 4-18 Octavia	2A	855	7,270	5,600	5,200	400
165	Alice J. Chambers and Daisy C. Woolsey, 2220-22 Sacramento.	5	627	8,670	11,400	11,000	400
167	Tom Lonich, 43 Albion.	52	3555	890	2,000	1,900	100
181	Paul S. and Mary De- Martini, 1144 Clay...	11	213	2,800	4,200	4,000	200

	<i>Lot</i>	<i>Block</i>	<i>Land</i>	<i>Building</i>	<i>Reduced to</i>	<i>Reduc- tion</i>
Josephine C. Dobson, 1844-46 Balboa	23A	1562	1,000	3,100	3,000	100
Joseph and Lorna Stip- inovich, 1946 Wash- ington	6	600	{ 5,820 } { No comp. }	10,800	10,000	800

*Land

Reduction on Buildings.....	\$ 19,300
Reduction on Land.....	193,480
Total Reduction	<u>\$212,780</u>

ADJOURNMENT.

All applicants present having been heard, and all applications having been con-
sidered, the Board of Equalization adjourned, and the Board continued its meeting
as a Board of Supervisors, sitting in regular session.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors August 10, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of
the City and County of San Francisco, I, David A. Barry, hereby certify that the
 foregoing is a true and correct copy of the Journals of Proceedings of said Board
 on the dates hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 32

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Journal of Proceedings Board of Supervisors

City and County of San Francisco



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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, JULY 27, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, July 27, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Quorum present.

President Jesse C. Colman presiding.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of July 20, 1942, was considered read and approved.

Report from Senator John Shelley.

During the day's proceedings, Supervisor Gallagher, noting the presence of State Senator John Shelley in the chambers, moved the privilege of the floor in order that Senator Shelley might report to the Board on his recent trip to Washington, D. C., in an endeavor to secure priorities for equipment needed for civilian defense.

Thereupon, Senator Shelley addressed the Board, reporting in detail the efforts made, and the result of those efforts, that is, the obtaining of priorities for three hundred and fifty-six pumping units, as previously reported by Mr. John Helms, Director of Civilian Defense.

Meeting of Board of Equalization.

After the Board had convened, and on motion by Supervisor Uhl, the Board sat as a Board of Equalization to consider applications for corrections or reductions of assessments. Detailed report of the Board of Equalization's action will be noted in Vol. 37, No. 31, Journal of Proceedings, Board of Supervisors.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Appropriating \$1,870, Controller, for Substitution of One General Clerk at \$170 for One Secretarial Telephone Operator at \$170.50.

(Series of 1939)

Bill No. 1796, Ordinance No. 1726, as follows:

Appropriating the sum of \$1,870 from surplus existing in Appropriation No. 260.110.00, to the credit of Appropriation No. 260.110.00, cre-

ating the position of one B222 General Clerk at \$170 per month in the office of the Controller; abolishing the position of one B460 Secretarial Telephone Operator at \$170.50 in the same office.

Be it ordaine^d by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,870 is hereby appropriated from surplus existing in Appropriation No. 260.110.00, to the credit of Appropriation No. 260.110.00, to provide funds for the compensation of one B222 General Clerk at \$170 per month in the office of the Controller for the period August 1st, 1942, to June 30, 1943.

Section 2. The position of one B222 General Clerk at \$170 per month in the office of the Controller is hereby created; the position of one B460 Secretarial Telephone Operator at \$170.50 in the same office is hereby abolished.

Recommended by the Controller.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Salary Ordinance, Controller, Substituting One General Clerk at \$170 for One Secretarial Telephone Operator at \$170.50.

(Series of 1939)

Bill No. 1797, Ordinance No. 1727, as follows:

An amendment to Bill 1734, Section 67, Controller, by deleting item 43 one B460 Secretarial Telephone Operator at \$170.50, and establishing in lieu thereof item 24.1, one B222 General Clerk at \$170.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 67, is hereby amended to read as follows:

Section 67. CONTROLLER

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		Controller	\$ 833.33
3	18	B4	Bookkeeper	185
3.1	2	B4	Bookkeeper	175
7	1	B6	Senior Bookkeeper	229.50
8	1	B6	Senior Bookkeeper	227
9	6	B6	Senior Bookkeeper	210
9.1	2	B6	Senior Bookkeeper	190
10	1	B7	Assistant Supervisor of Disbursements.....	260
10.1	1	B7	Assistant Supervisor of Disbursements.....	250
11	1	B8	Supervisor of Disbursements.....	325
11.1	5	B10	Accountant	260
11.2	1	B10	Accountant	255
12	1	B10	Accountant	250
12.1	1	B10	Accountant	240
14	1	B14	Senior Accountant	325
14.1	1	B14	Senior Accountant	285
15	1	B21	Chief Assistant Controller.....	672.66
16	1	B26	Supervisor of Budget Statistics.....	325
16.1	1	B27	Supervisor of Accounts and Reports, Controller's Office	375

17	1	B28	Supervisor of General Audits.....	500
18	1	B30	Supervisor of Utilities Audits.....	500
19	1	B55	Supervisor of Pay Rolls.....	325
20	2	B210	Office Assistant (part time).....	79.50
21	3	B222	General Clerk	200
22	1	B222	General Clerk	190
23	2	B222	General Clerk	185
24	2	B222	General Clerk	175
24.1	1	B222	General Clerk	170
25	1	B228	Senior Clerk	250
26	1	B228	Senior Clerk	200
27	1	B228	Senior Clerk	195.50
28	1	B234	Head Clerk	300
29	1	B234	Head Clerk	240
30	3	B234	Head Clerk	250
31	1	B237	Tax Redemption Clerk.....	220
32	6	B301	Pay Roll Machine Operator.....	175
33	1	B301	Pay Roll Machine Operator.....	155
33.1	1	B302	Addressing Machine Operator.....	155
34	1	B302	Addressing Machine Operator.....	170
34.1	1	B304	Senior Addressing Machine Operator.....	180
34.2	2	B308	Key Drive Calculating Mach. Operator.....	175
35	1	B310b	Tabulating Numerical Key Punch Oper.....	175
36	1	B310b	Tabulating Numerical Key Punch Oper.....	170.50
37	2	B311	Bookkeeping Machine Operator.....	180.50
38	2	B311	Bookkeeping Machine Operator.....	180
39	2	B311	Bookkeeping Machine Operator.....	172.50
40	1	B312.1	Senior Bookkeeping Machine Operator.....	205
41	3	B408	General Clerk-Stenographer	175
42	1	B417	Executive Secretary to the Controller.....	288
44	3	B512	General Clerk-Typist.....	175
45	1	B512	General Clerk-Typist	170.50
45.1	2	B512	General Clerk-Typist	155
46	1	K6	Senior Attorney—Civil	400
47			Seasonal, clerical and other temporary services (as needed), at rates not in excess of Salary Standardization Sched- ules.	

Approved as to Classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Establishing Revolving Fund for the Civilian Defense Council,
Providing for the Administration thereof and Making Approp-
riation Therefor.**

(Series of 1939)

Bill No. 1798, Ordinance No. 1728, as follows:

Establishing revolving fund for the Civilian Defense Council, providing for the administration thereof and making appropriation therefor.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. A revolving fund is hereby established to be known as the "Civilian Defense Council Revolving Fund." The sum of \$100.00 is hereby appropriated for the operation of the fund from Appropriation 202,000.79 "Unappropriated Reserve for Civilian Defense," to the credit of Appropriation 202,966.79-1.

Section 2. The Civilian Defense Council Revolving Fund shall be used only for the payment of expenditures for "Contractual Services" and for making petty purchases of "material and supplies," incident to the conduct of the office of the Director of Civilian Defense, which expenditures cannot be conveniently paid by warrants drawn upon the Treasury of the City and County of San Francisco. No purchase from the revolving fund shall be in excess of \$5.00. Expenditures from said fund shall be made only with the approval of the Executive Head of the Civilian Defense Council and only for such items for which funds are available for reimbursement to said revolving fund.

Section 3. Said revolving fund may be maintained in cash at the office of the Director of Civilian Defense, or may be deposited in such bank or banks as the Executive Head of the Civilian Defense Council may elect. The Executive Head of the Civilian Defense Council shall cause a full, true and correct account to be kept of all moneys received or disbursed from said revolving fund and shall, at least once during each month after the establishment of said fund, render to the Controller a full, true and correct account of all disbursements made from said fund, together with proper vouchers supporting said disbursements.

Approved by the Director of Civilian Defense.

Approved by the Mayor.

Approved as to funds available by the Controller.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Travel Expense Ordinance, Fiscal Year 1942-1943.

(Series of 1939)

Bill No. 1799, Ordinance No. 1729, as follows:

Providing for the amount per day for traveling expenses of officers and employees on official business during the fiscal year 1942-1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During the fiscal year 1942-1943 any officer or employee of the City and County of San Francisco, except in the discharge of routine duties, who shall under the authority of law or ordinance, leave the City and County for the purpose of performing any official duty for or on behalf of the City and County, or for the purpose of rendering any service to or for the City and County, or for the purpose of officially representing said City and County, or any board, commission, office or department, shall be allowed as the expense incident to said service the actual cost of transportation, including Pullman charges, if any, together with an amount for living expenses not to exceed fifteen (\$15.00) dollars per day for each and every day while said officer or employee is absent on said official business.

Section 2. Allowance for traveling expense shall be based upon the most efficient, direct and economical mode of transportation required by the occasion, provided, however, that at the option of the person authorized to leave the City and County of San Francisco on official business, travel may be accomplished in the State of California by such means as the person so authorized deems proper. In extraordinary or emergency cases, transportation to points outside the State of

California may be contracted in the most expeditious and expedient manner.

Section 3. The number of days which shall be used as the basis for computing the allowance for expense other than transportation hereunder shall not exceed the number of days required in traveling and in attending to the business or to the purpose for which the trip is made. Provided, however, that if necessary, two (2) additional days be allowed to consummate traveling arrangements and that days taken up by unavoidable accidents or illness while en route and certified to by a duly licensed physician or surgeon, shall be construed as days devoted to official business.

Section 4. The Controller shall establish rules for the payment of all amount payable pursuant to Section 1 hereof, and for the presentation of such vouchers as he shall deem proper in connection with expenditures made pursuant to said section. No allowance shall be made for traveling expense provided for in this ordinance unless funds have been appropriated or set aside for such expenses in accordance with the provisions of the Charter.

Section 5. The Controller shall advance the sums necessary for traveling expenses, but proper account and return must be made of said sums so advanced by the person receiving the same within ten (10) days after said person returns to duty in the City and County of San Francisco.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Final Passage.

The following recommendation of Streets Committee, heretofore Passed for Second Reading, was taken up:

Accepting Roadway of Blackstone Court.

(Series of 1939)

Bill No. 1807, Ordinance No. 1730, as follows:

Providing for acceptance of the roadway of Blackstone Court, from Franklin Street to its westerly termination, including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Blackstone Court, from Franklin Street to its westerly termination, including the curbs.

Approved as to form: City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

NEW BUSINESS.**Adopted.**

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

**Approval of Recommendations, Public Welfare Department, for
August, 1942.**

(Series of 1939)

Resolution No. 2775, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Blind Aid and Aid to Needy Children for the month of August, 1942, including increases, decreases, discontinuances and other transactions, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Approval of Supplemental Recommendations, Public Welfare Department, for July, 1942.

(Series of 1939)

Resolution No. 2776, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing Old Age Security Aid and Aid to Needy Blind, including increases and discontinuances for the month of July, 1942, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Land Purchase—Stanley Street Parkway

(Series of 1939)

Resolution No. 2777, as follows:

Resolved, In accordance with the recommendation of the Department of Public Works that the City and County of San Francisco, a municipal corporation, accept a deed from Charles Clifton Immel et ux, or the legal owner, to Lot 9, Assessor's Block 7124, San Francisco, required for the Stanley Street Parkway, and that the sum of \$200.00 be paid for said land from Appropriation No. 148.911.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Directing Clerk to Advertise for Sale of \$700,000 Fire Protection Bonds
1942, August 10, 1942.**

(Series of 1939)

Resolution No. 2778, as follows:

Resolved, That the Clerk of the Board of Supervisors is hereby directed to advertise in the official newspaper, a notice of sale that, on the 10th day of August, 1942, the Board of Supervisors will receive sealed proposals up to the hour of 3:00 p.m. (P.W.T.) on said date, for the purchase of:

\$700,000 Fire Protection Bonds, 1942,

Dated June 10, 1942.

Said Bonds are 700 in number, numbered 501 to 1200, both inclusive, of the denomination of \$1,000 each, maturing \$100,000 principal amount on June 10, 1944; \$300,000 principal amount on June 10, 1945, and \$300,000 principal amount on June 10, 1946, bearing interest at a rate or rates not exceeding six (6) per centum per annum, as shall be named by the bidder, and the bidder or bidders shall specify in their bids the interest rates desired, not exceeding six per centum per annum. Interest on said Bonds will be payable semi-annually June 10th and December 10th.

Recommended and approved by the Mayor.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Wage Scale—Private Employment on Public Contracts

(Series of 1939)

Resolution No. 2779, as follows:

Resolved, That the highest general prevailing rate of wages paid in private employment to various crafts in the City and County of San Francisco, including wages paid on holidays and for overtime work, is hereby determined and declared to be as herein set forth. Except as herein otherwise specifically provided, the wages herein fixed are for journeymen and are based on an eight hour-day, five days per week.

SECTION 1—BUILDING AND CONSTRUCTION TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Asbestos Workers	\$1.50	Double time after 8 hours.
Asphalt Rakers and Ironers	1.21¼	Time and one-half first 4 hours after 8 hours; double thereafter
Asphalt Shovelers .....	.95	Time and one-half first 4 hours after 8 hours; double thereafter
Bricklayers and Stone Ma- sons (including granite curbs)	1.87½	Time and one-half after 8 hours
Bricklayers' tenders and hod carriers (\$1 day extra for work underground)	1.40	Time and one-half after 8 hours
Carpenters and cabinet mak- ers	1.44 (11-1-42) 1.50	Time and one-half first 4 hours after 8 hours; double thereafter
Cement Finishers	1.50	Double time after 8 hours
Cribbers	1.21¼	Time and one-half first 4 hours after 8 hours; double thereafter

Electrical Workers (including

Fixture Hangers)	1.70	Double time after 8 hours
Elevator Constructors	1.69	Double time after 8 hours
Elevator Constructors' Help- ers	1.21	Double time after 8 hours

ENGINEERS:

Asphalt plant engineer.....	\$1.50	All classes double time after 8 hrs.
Crane and Derrick (feeding plants, no oiler required)..	1.75	All classes double time after 8 hrs.
Box men or mixer box oper- ator (concrete or asphalt plant)	1.25	All classes double time after 8 hrs.
Day Fireman in hot plants..	1.20	All classes double time after 8 hrs.
Compressors	1.25	All classes double time after 8 hrs.
Concrete mixers (less than one yard)	1.25	All classes double time after 8 hrs.
Concrete mixers (over one yard and paving type).....	1.50	All classes double time after 8 hrs.
Concrete pump or pump crete guns	1.50	All classes double time after 8 hrs.
Dinkeys	1.37½	All classes double time after 8 hrs.
Drilling machinery engineers	1.50	All classes double time after 8 hrs.
Highline cableway	1.75	All classes double time after 8 hrs.
Locomotives	1.50	All classes double time after 8 hrs.
Material loaders and convey- ors (Barber Green type)....	1.25	All classes double time after 8 hrs.
Mechanical finishers (con- crete or asphalt)	1.50	All classes double time after 8 hrs.
Pavement Breakers Emsco Type	1.50	All classes double time after 8 hrs.
Portable crushers	1.50	All classes double time after 8 hrs.
Power grader, power planer, motor patrol or any type power blade	1.62½	All classes double time after 8 hrs.
Le Tourneau pulls (up to 14 yards)	1.62½	All classes double time after 8 hrs.
Le Tourneau pulls (14 yards and over)	1.75	
Rollers	1.62½	All classes double time after 8 hrs.
Surface Heaters	1.62½	All classes double time after 8 hrs.
Tractors	1.62½	All classes double time after 8 hrs.
Tractor (tandem)	1.75	All classes double time after 8 hrs.
Tractor (with boom)	1.75	All classes double time after 8 hrs.
Pumps	1.25	All classes double time after 8 hrs.
Trenching Machine	1.62½	All classes double time after 8 hrs.
Operators of Power Shovels (all sizes) and/or other equipment with shovel- type controls	2.00	All classes double time after 8 hrs.
Apprentices (oilers, firemen, watchmen)	1.33½	All classes double time after 8 hrs.
Tractor-type shovel loader (scale not to apply when used as a blade or bulldo- zer) (all sizes)	1.75	All classes double time after 8 hrs.
TRUCK CRANES:		
Engineers	\$1.75	All classes double time after 8 hrs.
Apprentices (firemen, oilers, watchmen)	1.20	All classes double time after 8 hrs.
PILEDIVING:		
Engineers on derricks, loco- motive cranes and piledriv- ers	1.75	All classes double time after 8 hrs.

Engineers on portable compressors, pumps	1.25	All classes double time after 8 hrs.
Locomotives	1.50	All classes double time after 8 hrs.
Apprentices (firemen, oilers, watchmen)	1.20	All classes double time after 8 hrs.
(Conditions in accordance with agreement.)		

STEEL ERECTION

Engineers on derricks, and locomotive cranes	\$1.75	All classes double time after 8 hrs.
Engineers on portable compressors, pumps	1.25	All classes double time after 8 hrs.
Engineers on tractors and locomotives	1.50	All classes double time after 8 hrs.
Apprentices (firemen, oilers, watchmen)	1.20	All classes double time after 8 hrs.
(Conditions in accordance with agreement.)		

DREDGING (Hydraulic Suction Dredges)

Chief Engineer Per month	\$275.00	
Leverman	\$1.50	All classes double time after 8 hrs.
Assistant Engineers (steam or electric)	1.25	All classes double time after 8 hrs.
Welder	1.25	All classes double time after 8 hrs.
Fireman or Oiler	1.00	All classes double time after 8 hrs.
Deckmate	1.15	All classes double time after 8 hrs.
Levee Foreman	1.10	All classes double time after 8 hrs.
Leveeman .....	.95	All classes double time after 8 hrs.

CLAM SHELL DREDGES:

Deckhand (can operate anchor scow under direction of deckmate)	\$1.00	All classes double time after 8 hrs.
Leverman	1.50	All classes double time after 8 hrs.
Deckmate	1.15	All classes double time after 8 hrs.
Deckhand	1.00	All classes double time after 8 hrs.
Watch Engineer	1.25	All classes double time after 8 hrs.
Barge Mate (Seagoing)	1.15	All classes double time after 8 hrs.
Bargeman	1.00	All classes double time after 8 hrs.

HOURS OF WORK

The hours of work between 8 o'clock A. M. and 5 o'clock P. M. shall constitute the regular working hours and all work performed outside of the regular working hours shall be paid for at double the regular hourly rate, except on shift work, and also with the further exception that the overtime rate shall not apply when other arrangements are made in starting times.

When two (2) shifts are employed for three (3) or more consecutive days, seven and one-half ($7\frac{1}{2}$) hours shall constitute a day's work, for which eight (8) hours straight time shall be paid on the following equipment exclusively:

Tractors—all kinds.

Rollers.

Surface Heaters (Mechanical).

Power Graders.

Power shovels and other equipment, under Engineers jurisdiction when operated on two (2) or three (3) shift basis seven (7) hours shall constitute a full shift which shall be compensated for on the basis of eight (8) hours pay.

Shifts shall run consecutively for three (3) days or more or to completion of the job. No member can work more than one (1) shift in any

consecutive twenty-four (24) hours, and not less than four (4) hours shall be worked in any one (1) shift.

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Glaziers and Glass Workers, including Art Glass	1.30	Time and one-half first 2 hours after 8 hours; double thereafter
Gunite Workers:		
Nozzle Men	1.41 $\frac{1}{4}$	Double time after 8 hours
Rod Men	1.31 $\frac{1}{4}$	Double time after 8 hours
Finishers	1.31 $\frac{1}{4}$	Double time after 8 hours
Ground Wire Men	1.31 $\frac{1}{4}$	Double time after 8 hours
Gun Men	1.06 $\frac{1}{4}$	Double time after 8 hours
Mixer Men	1.11 $\frac{1}{4}$	Double time after 8 hours
Rebound Men .....	.95	Double time after 8 hours
Foreman (\$1 per day above highest craftsman)		Double time after 8 hours
Hardwood Floor Layers.....	1.50	Time and one-half first 4 hours; double time thereafter
Iron Workers:		
Reinforced Concrete	1.50	Double time after 8 hours
Bridge, Structural, Rigger	1.75	Double time after 8 hours
Derrick Engineers	1.50	Double time after 8 hours
Bronze and Ornamental (in- cluding erection of steel and iron fences)		
(outside	1.60	Double time after 8 hours
(inside)	1.37 $\frac{1}{2}$	Double time after 8 hours
Rodman (reinforcing steel)	1.50	Double time after 8 hours
Laborers:		
	<i>Per Hour</i>	
Construction and General..	.95	
Working on Concrete, pouring wet or dry .....	.95	
Mixer Operators (under $\frac{1}{2}$ yd.)	1.06 $\frac{1}{4}$	
Jackhammer Men	1.06 $\frac{1}{4}$	
Vibrator Man (and hand- lers of air, gas, or elec- tric tools)	1.06 $\frac{1}{4}$	
Pavement Breakers	1.06 $\frac{1}{4}$	
Header Board Men	1.06 $\frac{1}{4}$	

WORKING CONDITIONS FOR LABORERS

1. Eight hours will constitute a day's work, between the hours of 8:00 A. M. and 5:00 P. M., except as otherwise noted. Where part of an eight (8) hour day is worked pro rata rates for such shorter periods shall be paid.

2. Five days, from Monday to Friday inclusive, shall be considered the regular working week.

3. Recognized Holidays will be New Year's Day, Washington's Birthday, Decoration Day, Fourth of July, Labor Day, Admission Day, Thanksgiving Day, and Christmas Day. They shall be holidays of not less than twenty-four (24) hours and all holiday work shall be paid for at double time.

4. Overtime shall be paid as follows: For any extra time worked up to a total of four (4) hours after eight (8) hours, between the hours of 8:00 A. M., and 5:00 P. M., shall be time and one-half. All overtime in addition to the four (4) hours above described shall be paid double time. Saturdays, Sundays and Holidays, from 12 midnight of the preceding day shall be paid double time. When one regular daylight

shift is being worked and men are required to report for work before 8:00 A. M. they shall be paid double time prior to 8:00 A. M.

5. Two Shifts: When two shifts are worked in any twenty-four (24) hours, one immediately following the other, the one beginning at 8:00 A. M., the other shift shall work seven (7) hours and receive eight (8) hours' pay. Where two shifts are worked, one immediately following the other, the first beginning before 8:00 A. M., each shift shall receive eight (8) hours' pay for seven (7) hours' work. Where three shifts are worked, one immediately following the other, shift time shall be seven (7) hours and overtime equal to one hour's pay shall be paid on all shifts.

6. Track work shall consist of all operations incidental to a contract for track work. Where any work is done on tracks after the usual quitting period and extra shifts are required by EMPLOYER such shift work shall be paid for on the basis of eight (8) hours' pay for seven (7) hours' work. Employer may be permitted to utilize one, two or three shifts at his option, and use any number of workers that will best fit his requirements. Starting time on track work projects shall be optional with employer and the starting time shall be made to serve the convenience of the job. It is further understood and agreed that where workers once start work on any track work operations, and where such work is performed on a basis of four hours, or less, on any shift, such workers shall be paid double time for this type of work. Where track workers are employed in excess of four hours, on any shift, such workers shall be paid on the basis of a full shift regardless of whether or not a full shift is worked.

7. Tidal Conditions: When it is necessary to work with the tide any such working hours may be changed at the option of the employer, to meet tidal conditions and such work is to be paid for at straight time. It is further understood and agreed that where workers once start work on any operation where tidal conditions are involved, and where such work is performed on a basis of four hours or less, on any shift, such workers shall be paid double time for this type of work. Where workers on tidal operations are employed in excess of four hours, on any shift, such workers shall be paid on the basis of a full shift regardless of whether or not a full shift is worked.

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Lathers (6-hour day) wood and/or metal	1.75	Double time after 6 hours
Marble Trades:		
Shopmen and Helpers	7.50	Time and one-half first 4 hours after 8 hours; double thereafter
Polishers .....	.78¾	Time and one-half first 4 hours after 8 hours; double thereafter
Bed Rubbers	8.25	Time and one-half first 4 hours after 8 hours; double thereafter
Cutters, Coppers, Carborundum Men .....	.90	Time and one-half first 4 hours after 8 hours; double thereafter
Carvers	1.02½	Time and one-half first 4 hours after 8 hours; double thereafter
Marble Masons and Setters.....	1.43¾	Time and one-half first 4 hours after 8 hours; double thereafter
Mosaic and Terazzo Workers	1.25	Time and one-half after 8 hours
Mosaic and Terazzo Workers' Helpers .....	.87½	Time and one-half after 8 hours
Dry Base Machine Men	1.06¼	Time and one-half first 4 hours after 8 hours; double thereafter
Painters	1.50	Time and one-half after 7 hours
Painters, Structural Iron Work	1.75	Time and one-half after 8 hours

Painters, Varnishers and Polishers	1.10	Time and one-half after 8 hours
Pile Drivers	1.54	Double time after 8 hours
Plasterers (6-hour day)	1.75	Double time after 6 hours
Plasterers' Tenders and Hod Carriers (6-hour day)	1.50	Double time after 6 hours
Plumbers and Gas Fitters (including pipe caulking)	1.70	Double time after 8 hours; Saturday morning at straight time on existing installations
Ornamental Plasterers:		
Casters (6-hour day)	1.60	Double time after 6 hours
Model Makers (6-hour day)	1.50	Double time after 6 hours
Modelers (6-hour day)	2.00	Double time after 6 hours
Roofers and Waterproofers....	1.50	Time and one-half first 4 hours after 8 hours; double thereafter
Sheet Metal Workers	1.50	Time and one-half first 4 hours after 8 hours; double thereafter
Sprinkler Fitters	1.37½	Double time after 8 hours
Sprinkler Fitters' Helper .....	.77	Double time after 8 hours
Steam Fitters	1.70	Double time after 8 hours
Stone Cutters:		
Soft and granite, including granite curbs (shop)	1.25	Time and one-half first 4 hours after 8 hours; double thereafter
(outside)	1.31¼	
Stone Derrickmen	1.25	Double time after 8 hours
Tile Setters	1.50	Double time after 8 hours
Tile Setters' Helpers	1.06	Double time after 8 hours
Timberman (tunnel)	1.21¼	Time and one-half first 4 hours after 8 hours; double thereafter
Dump Truck Drivers (8-hour Day)		
2 yards or less, water level per day		\$ 7.75
3 yards, water level per day		8.25
4 yards water level per day		8.90
5 yards, water level per day		9.00
6 yards, water level per day		9.50
7 yards, water level per day		10.00
8 yards, water level per day		10.50
9 yards, water level per day or over		12.00

Truck Drivers of Concrete Mixer Trucks (8-hour Day)

2 yards or less per day	\$ 8.50
3 yards per day	9.07
4 yards per day	9.64
5 yards per day	9.64
6 yards per day	10.21

(Working time for truck drivers shall be reckoned by half day and full day. Overtime for truck drivers at time and a half after eight hours.)

SECTION 2—BUILDING TRADE—SHOP RATES

<i>Craft</i>	<i>Rate</i>
Cabinet Workers, Millmen, Machine and Bench Hands (Shop)	1.25
Varnishers and Polishers (Shop)	1.10

SECTION 3—METAL TRADES—FIELD RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Blacksmiths	1.50	Double time after 8 hours
Boilermakers	1.65	Double time after 8 hours
Boilermakers' Helpers	1.40	Double time after 8 hours
Machinists	1.53	Double time after 8 hours
(On new work)		
Machinists' Helpers	1.11	Double time after 8 hours
(On new work)		
Machinist (Maintenance)	1.53	Double time after 8 hours

SECTION 4—METAL TRADES—SHOP RATES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Pattern Makers (based on 7-hour day)	\$1.50	Double time after 8 hours
Molders and Coremakers	1.26	Double time after 8 hours
Blacksmiths	1.28	Double time after 8 hours
Blacksmiths' Helpers	1.00	Double time after 8 hours
Boilermakers	1.28	Double time after 8 hours
Boilermakers' Helpers	1.00	Double time after 8 hours
Machinists	1.28	Double time after 8 hours
Machinists (Maintenance)	1.39	Double time after 8 hours
Machinists' Helpers .....	.97	Double time after 8 hours
Machinists' Helpers (Maintenance)	1.05	Double time after 8 hours
Ornamental Iron Workers (Shop)	1.50	Double time after 8 hours

Rates of Pay for Classifications in Structural Iron Works (Shop)

<i>Per Hour</i>	<i>Per Hour</i>
Template Maker	\$1.35
Layout	1.35
Fitter	1.30
Welder	1.20
Blacksmith	1.12
Riveter	1.20
Burner	1.20
Rack Punch Operator	1.05
Bulldozer	1.00
Drill Press Operator	1.00
Millman	1.00
Punchman	1.00
Shearman	1.00
Holderon	1.00
Bolt and Rivet Maker .....	.75
Duplicator	1.00
Crane Operator .....	.95
Slinger .....	.95
Heaters .....	.95
Bolt Threader .....	.95
Painter, Spray	1.12
Hydraulic Press Operator	1.10
Thomas Spacer Operator	1.10
Stockman	1.00
Miscellaneous Helpers:	
After 90 days' experience....	.95
Less than 2 months' experience .....	.87
Time and one-half first 4 hours after 8 hours; double thereafter	

SECTION 5—MISCELLANEOUS TRADES

<i>Craft</i>	<i>Rate</i>	<i>Craft</i>	<i>Rate</i>
Well Drillers	\$1.15	Powderman	1.21½
Well Drillers (hand tool foremen)	1.15	Washers, Polishers and Greasers (garageman).....	.90
Diamond Drillers	1.15		

SECTION 6—CULINARY WORKERS

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Head Cook (in charge)	\$7.75	\$1.50 hour
(7½ hours within 8 hours)		
Other Cooks	6.75	\$1.50 hour
Cooks' Helpers	5.75	\$1.50 hour (Short shifts, not less than 4 hours, \$1.25 hour)

Waiters (7½ within 12 hours)	4.50	\$1.00 hour
Waitresses (7½ within 8 hours)	4.50	\$1.00 hour
Dishwasher and Vegetable Man (7½ within 8 hours)	4.00	\$1.00 hour

SECTION 7—FURNITURE TRADES

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Carpet Layers, Cutters and Measurers (Linoleum, Cork, Rubber and Mastic)	\$11.00	Double time after 8 hours
Carpet Seamstresses	6.90	Double time after 8 hours
Carpet Layers' Apprentices:		
1st 6 months out	5.00	Double time after 8 hours
2d 6 months out	5.50	Double time after 8 hours
3d 6 months out	6.25	Double time after 8 hours
4th 6 months out	7.00	Double time after 8 hours
5th 6 months out	8.00	Double time after 8 hours
6th 6 months out	9.00	Double time after 8 hours
Shade and Drapery Makers and Hangers (including Venetian Blinds)	9.70	Time and one-half first 4 hours after 8 hours; double thereafter
Upholsterers	9.70	Time and one-half first 4 hours after 8 hours; double thereafter
Furniture Handlers, Packers and Strippers	7.35	Time and one-half first 4 hours after 8 hours; double thereafter
Drapery Seamstresses	5.60	Time and one-half first 4 hours after 8 hours; double thereafter

SECTION 8—DREDGE BOATS

(8-hour day—4-hour Saturday)

<i>Craft</i>	<i>Rate</i>	<i>Overtime Rate</i>
Dredge Captain	\$350	Double time after 8 hours
Leverman	1.60 hr.	Double time after 8 hours
Fireman	1.10 "	Double time after 8 hours
Deckhand	1.10 "	Double time after 8 hours
Bargeman	1.10 "	Double time after 8 hours

Wherever welding processes are involved the rate paid for such shall be as herein fixed for the crafts performing the work.

Saturdays and holiday work at double time. Holidays are New Year's Day, Decoration Day, Fourth of July, Labor Day, Admission Day, *Armistice Day*, Thanksgiving and Christmas.

Nothing herein shall prevent the employment of apprentices properly indentured in accordance with federal or state laws or regulations and at rates of pay as determined in apprentice indentures approved by the State Department of Industrial Relations and/or in accordance with labor standards set up by the State Apprenticeship Council.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Requesting Report from Public Utilities Commission re Proposed Merger of Hetch Hetchy Project with the San Francisco Water Department.

(Series of 1939)

Resolution No. 2780, as follows:

Whereas, Section 122 of the Charter provides that the Hetch Hetchy Project, upon its completion, shall be merged with the San Francisco Water Department; and

Whereas, the City Attorney has advised this Board that in his opinion the Hetch Hetchy Project has not been completed and cannot be merged with the San Francisco Water Department until it is completed; and

Whereas, it is in the interest of administrative efficiency and economy that the said merger be brought about at the earliest possible date; now, therefore, be it

Resolved, That the Public Utilities Commission be and it is hereby requested to report to this Board as soon as possible as to when it is anticipated the Hetch Hetchy Project will be completed and its merger with the San Francisco Water Department may be consummated.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Final Passage.

The following recommendations of Finance Committee were taken up:

Appropriating \$6,000, Salvage for Victory Commission, to Meet Expenses for Fiscal Year 1942-43; An Emergency Ordinance.

(Series of 1939)

Bill No. 1817, Ordinance No., as follows:

Appropriating the sum of \$6,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.903.02-3, to provide funds to meet the expenses of the Salvage for Victory Commission for the period July 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.903.02-3, to provide funds to meet the following expenses of the Salvage for Victory Commission for the period July 1, 1942, to June 30, 1943:

Office Equipment and Supplies.....	\$ 500
Salaries:	
One Publicity Director—Part Time.....	\$1,200
One Secretary—Part Time.....	900
One Clerk-Stenographer	1,860
	<hr/>
	3,960
Telephone and Janitorial Service, Stationery, Printing,	
Postage	500
Pictures and Cuts for Newspapers.....	250
Cards, folders, booklets, miscellaneous expenses.....	790
	<hr/>
Total	\$6,000

Section 2. The Controller and Treasurer of the City and County of San Francisco are hereby authorized and directed to pay to said Salvage for Victory Commission such amounts as the Mayor may approve.

Section 3. All payments made to the Salvage for Victory Commission under authority of this ordinance shall be accounted for and supported by receipts and vouchers satisfactory to the Controller not later than the 20th day of the month following the month in which such expenses have been incurred.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that a national emergency exists which makes

it imperative that this ordinance should become effective forthwith, the nature of the said emergency being as follows: The continuing salvage of tin and kindred materials is urged by the Federal Government as necessary to the successful conclusion of the present national emergency which threatens the safety of the people of the City and County of San Francisco as well as the citizens of all parts of the United States.

Approved by the Mayor.

Approved as to form by the City Attorney.

Funds available by the Controller.

July 20, 1942—Consideration continued until July 27, 1942.

Substitute Presented.

Mr. McKown, Assistant Director of Civilian Defense, on being granted the privilege of the floor, urged that change be made in the bill. The money should be appropriated to accounts different from those named in the foregoing bill.

Whereupon, after further brief discussion, the following bill was taken up, discussed, and acted on as noted:

Appropriating the sum of \$6,000 From Appropriation No. 202.000.79, Unappropriated Reserve, for Civilian Defense, to the Credit of Appropriations No. 202-110-79-9, 202-200-79-9, 202-400-79-9, to Provide Funds to Meet the Expenses of the Salvage for Victory Committee of the Morale Service of the San Francisco Civilian Defense Council for the Period July 1, 1942, to June 30, 1943; An Emergency Ordinance.

(Series of 1939)

Bill No. 1817, Ordinance No. 1731, as follows:

Appropriating the sum of \$6,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriations No. 202-110-79-9, 202-200-79-9, 202-400-79-9, to provide funds to meet the expenses of the Salvage for Victory Committee of the Morale Service of the San Francisco Civilian Defense Council for the period July 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriations No. 202-110-79-9, 202-200-79-9, 202-400-79-9, to provide funds to meet the following expenses of the Salvage for Victory Commission of the Morale Service of the San Francisco Civilian Defense Council for the period July 1, 1942, to June 30, 1943:

Appropriation 202-110-79-9

Salaries:

One Publicity Director—Part Time.....	\$1,200	
One Secretary—Part Time.....	900	
One Clerk-Stenographer	1,860	\$3,960

Appropriation 202-200-79-9

Telephone and Janitorial Service, Stationery,		
Printing, Postage	\$ 500	
Pictures and Cuts for Newspapers.....	250	
Cards, folders, booklets, miscellaneous expenses..	790	1,540

Appropriation 202-400-79-9

Office Equipment and Supplies.....	500
Total	\$6,000

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that a national emergency exists which makes it imperative that this ordinance should become effective forthwith, the nature of the said emergency being as follows: The continuing salvage of tin and kindred materials is urged by the Federal Government as necessary to the successful conclusion of the present national emergency which threatens the safety of the people of the City and County of San Francisco as well as the citizens of all parts of the United States.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Meyer, Shannon—2.

Appropriating \$3,900, San Francisco Water Department, for Protection of Properties in Alameda County; an Emergency Ordinance.

(Series of 1939)

Bill No. 1821, Ordinance No. 1832, as follows:

An ordinance appropriating funds for the purpose of guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing pipe line for the month of August, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The following amounts are hereby appropriated and set aside from the surplus fund of the San Francisco Water Department to the credit of the following appropriations in the amounts stipulated for the purpose of providing funds for the payment of personal services and miscellaneous contractual expense in connection with guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing Pipe Line:

266-120-79—Temporary Salaries, \$3,150.00

266-200-79—Contractual Services, 750.00

\$3,900.00.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors by the vote by which this ordinance is passed hereby declares that an actual emergency exists which makes it imperative that this ordinance become effective herewith. It was estimated that effective July 1, 1942, a unit of the California State Guard would be available for the purpose of guarding San Francisco Water Department properties in Alameda County. It is necessary that the civilian guards now guarding the San Francisco Water Department properties in Alameda County be employed until such time as the California State Guard can furnish the necessary personnel. Funds have not heretofore been provided for this purpose nor are they otherwise available within the funds heretofore appropriated.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds by the Controller.

Approved by the Mayor.

July 20, 1942—Consideration continued until July 27, 1942.

Discussion.

Supervisor Gallagher, in referring to the foregoing bill, stated that he understood that during the past week an order has been issued to supply necessary guards for Water Department and Hetch Hetchy properties. Colonel Miller, who was present, can explain the situation.

Thereupon, Colonel Miller, on being granted the privilege of the floor, announced that the State Guard and the Public Utilities Commission are working under a contract. On Thursday, July 30, there will be a meeting with Mr. Eckart and Mr. Cahill, and, he was sure, that at that time it would be possible to announce the approximate dates when guards can be furnished in Alameda County. At the present time there are no guards actually at work.

Whereupon, Supervisor Gallagher moved that further consideration be postponed for one week. Supervisor Roncovieri seconded the motion.

Mr. Scott, representing the Public Utilities Commission, objected to any postponement, stating that if no funds were made available, the guards now protecting the Water Department properties in Alameda County would have to be dismissed.

Thereupon, Supervisor Gallagher, with the consent of his second, *withdrew* his motion, and moved that the amount of appropriation be cut in half, to provide for two weeks instead of thirty days. Motion seconded by Supervisor MacPhee.

Mr. Scott, however, objected to any reduction in the amount of appropriation. He agreed that if there should be any unexpended balance as result of the State Guard moving in during August, he would so notify the Controller and request such balance be transferred to surplus.

Whereupon, Supervisor Gallagher announced that he was satisfied and would withdraw his motion with the consent of his second. Supervisor MacPhee, who had seconded the motion, agreed to the withdrawal, with the understanding that Mr. Scott would notify the Controller of his agreement, and would send to the Board a copy of his letter to the Controller.

Thereupon, the roll was called and the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Passed for Second Reading.

The following recommendations of Finance Committee were taken up:

Appropriating \$120, Water Department, to Correct Compensation of One Water Service Inspector.

(Series of 1939)

Bill No. 1822, Ordinance No., as follows:

Authorizing supplemental appropriation of \$120.00 from Appropriation No. 266.110.14 Water Department Permanent Salaries, to credit of Appropriation No. 266.110.08 Water Department Permanent Salaries, to provide additional funds required to compensate one U127 Water Service Inspector from July 1, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$120.00 is hereby appropriated from the surplus existing in Appropriation No. 266.110.14 Permanent Salaries,

San Francisco Water Department, to the credit of Appropriation No. 266.110.08 Permanent Salaries, San Francisco Water Department, to provide additional funds required to compensate one U127 Water Service Inspector from July 1, 1942, to June 30, 1943, in accordance with Section 5, Bill No. 1684, Ordinance No. 1615. Said ordinance provides that if an appointee to a promotive position had in his former classification, received the equivalent or more than the entrance salary provided for such promotive position, such appointee shall enter such promotive class at that salary fixed in the schedule of compensations, for such promotive classifications, which is in immediate excess of the salary which such employee received immediately prior to this appointment to such promotive classification.

Recommended by the Public Utilities Commission.

Approved by the Civil Service Commission.

Recommended by the Manager of Utilities.

Approved as to funds by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Salary Ordinance, Water Department, Correcting Salary of One Water Service Inspector From \$175 to \$185.

(Series of 1939)

Bill No. 1823, Ordinance No., as follows:

An amendment to Bill 1734, Section 73a Public Utilities Commission, San Francisco Water Department, by correcting the salary under item 46 from one U127 Water Service Inspector at \$175 to \$185, under the provisions of salary standardization ordinance 1615, effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 73a, is hereby amended to read as follows:

**Section 73a. PUBLIC UTILITIES COMMISSION (Continued)
SAN FRANCISCO WATER DEPARTMENT**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
5. HOUSE SERVICE				
23	1	B454	Telephone Operator	\$ 165
23.1	1	B454	Telephone Operator (part time)	75
24	1	B454	Telephone Operator	157
25	1	C52	Elevator Operator	160
26	4	C104	Janitor	155
26.1	1	C104	Janitor	152
26.3	1	C104	Janitor (relief)	145
27	1	C107	Working Foreman Janitor	185
28	1	I 122	House Mother (part time)	75
6. AGRICULTURAL DIVISION				
29	1	B408	General Clerk-Stenographer	175
30	1	V30	Assistant Superintendent	250
31	1	V40	Superintendent	250
7. WATER SALES DIVISION				
32	2	B210	Office Assistant	106
34	1	B228	Senior Clerk	200

35	1	B234	Head Clerk	250
36	2	B408	General Clerk-Stenographer	172
37	1	B512	General Clerk-Typist	170.50
37.1	1	N420	Consumer's Complaint Investigator.....	244.50
38	1	U80	Assistant Manager	375
39	1	U88	Manager	492

8. SERVICE AND SUPPLY

40	2	B222	General Clerk	175
40.1	1	B222	General Clerk	170
40.2	1	B222	General Clerk	165
41	1	B228	Senior Clerk	195
42	1	U61	Supervisor Service and Supply.....	244.50
43	6	U122	Shut-Off Man	180
43.1	1	U122	Shut-Off Man	175
44	1	U124	Special Complaint Inspector.....	200
45	1	U127	Water Service Inspector.....	197
46	1	U127	Water Service Inspector.....	185

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Authorizing Compromise of Claim of Gene Estes for the Sum of
Thirty-seven and 50/100 Dollars (\$37.50).**

(Series of 1939)

Bill No. 1824, Ordinance No., as follows:

Authorizing compromise of claim of Gene Estes for the sum of Thirty-Seven and 50/100 Dollars (\$37.50).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended, and the Department of Public Works having approved, the settlement of the action of Gene Estes against the City and County of San Francisco, and the adjoining property owner, for the recovery of damages for personal injuries by reason of the defective condition of the sidewalk on the west side of Bartlett Street, between 22nd and 23rd Streets, by the payment of \$37.50, upon the payment of a like sum of \$37.50 by the owner of the adjoining property, in full settlement of all claims of said Gene Estes, said City Attorney is hereby authorized to settle said pending litigation by contributing as its share in the settlement of said case the sum of \$37.50.

Approved as to form by the City Attorney.

Recommended and approved by the Director of Public Works.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Authorizing Compromise of Claim of Sadie Rapp for the Sum of
Seventy-five (\$75.00) Dollars.**

(Series of 1939)

Bill No. 1825, Ordinance No., as follows:

Authorizing compromise of claim of Sadie Rapp for the sum of seventy-five (\$75.00) dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended, and the Department of Public Works having approved, the settlement of the action of Sadie Rapp against the City and County of San Francisco and the adjoining property owner, for the recovery of damages for personal injuries by reason of the defective condition of the sidewalk on the south side of Taraval Street, west of 27th Avenue, by the payment of \$75.00, upon the payment of a like sum of \$75.00 by the owner of the adjoining property, in full settlement of all claims of said Sadie Rapp, said City Attorney is hereby authorized to settle said pending litigation by contributing as its share, in the settlement of said case, the sum of \$75.00.

Approved as to form by the City Attorney.

Recommended and Approved by the Director of Public Works.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Exchange of Land—Alemany Boulevard.

(Series of 1939)

Bill No. 1826, Ordinance No., as follows:

Authorizing conveyance of certain surplus land to Sylvain M. Caro, et ux., in exchange for certain other land required for Alemany Boulevard.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property in lieu of sale is hereby authorized and directed to arrange for trading to Sylvain M. Caro and Eleanor Caro, his wife, that certain real property hereinafter described as Parcel "A", in exchange for certain other land hereinafter described as Parcel "B", which parcels are situated in the City and County of San Francisco, State of California:

Parcel "A":

Beginning at a point perpendicularly distant southerly 300 feet from the southerly line of Stanley Street and perpendicularly distant 23.810 feet easterly from the easterly line of Ramsell Street, said point being on the southerly line of the property of the City and County of San Francisco, and running thence easterly along said southerly line and parallel to said Stanley Street 76.190 feet; thence at a right angle northerly and parallel with said Ramsell Street 7.458 feet to a point in the proposed southerly line of Alemany Boulevard; thence southwesterly along said proposed line of Alemany Boulevard on the arc of a curve to the left, radius 1086.28 feet, central angle 4° 02' 19" an arc distance of 76.568 feet to the point of beginning.

Parcel "B":

Beginning at a point on the easterly line of Ramsell Street, distant thereon 303.450 feet southerly from the southerly line of Stanley Street; thence northerly along the said easterly line of Ramsell Street 3.450 feet; thence at right angles easterly 23.810 feet to a point on the southerly line of the proposed Alemany Boulevard; thence southwesterly along last named line on a curve to the left whose tangent at the last mentioned point deflects 172 degrees, 23 minutes, 23 seconds to the right from the preceding course, having a radius of 1086.280 feet, a central angle of 1 degree, 16 minutes, 08 seconds, a distance of 24.057 feet to the easterly line of Ramsell Street and the point of beginning.

Section 2. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal to the value of Parcel "B".

Section 3. The Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Sylvain M. Caro and Eleanor Caro, his wife, or their assignee. The Director of Property is hereby authorized and directed to deliver said deed to Sylvain M. Caro, et ux., upon receipt of the necessary deed conveying Parcel "B" to the City and County of San Francisco, and to accept and record the latter deed.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Salary Ordinance, Public Utilities Commission—Civilian Defense, Adding Two Telephone Operators at \$160.

(Series of 1939)

Bill No. 1827, Ordinance No., as follows:

Amending Bill 1734, (Series of 1939) Annual Salary Ordinance 1942-43, by adding thereto a new section to be designated as Section 75a Public Utilities Commission, Civilian Defense, and establishing certain positions thereunder.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734 (Series of 1939), the title of which is recited above, is hereby amended by adding Section 75a thereto to read as follows:

**Section 75a. PUBLIC UTILITIES COMMISSION—
CIVILIAN DEFENSE**

The following positions are not established as continuing positions, but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B454	Telephone Operator	\$ 160

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendations of Police Committee were taken up:

Present: Supervisors Gallagher, Uhl.

Designating Certain Intersections as "Stop Intersections" and Authorizing Installation of Automatic Traffic Signals at Said Intersections; Repealing Resolution No. 2721 (Series of 1939).

(Series of 1939)

Resolution No. 2781, as follows:

Resolved, That pursuant to the provisions of the Vehicle Code of the State of California, the intersections hereinafter named be and they are hereby designated "stop intersections":

Intersection of Ninth and Folsom Streets; West side of The Embarcadero, North of Market Street at Steps leading to the overhead ramp to the Ferry Building.

Further Resolved, That the Police Department of the City and County of San Francisco be and it is hereby authorized and directed to cause automatic traffic signals to be installed at the locations designated hereinabove; and, be it

Further Resolved, That Resolution No. 2721 (Series of 1939) be and the same is hereby repealed.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Resolution No. 2619 (Series of 1939), Entitled "Traffic Regulations—Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.," by Adding Thereto California Street Between Montgomery and Sansome Streets.

(Series of 1939)

Resolution No. 2782, as follows:

Resolved, That, pursuant to Article 3, Section 32 of Bill 863, Ordinance 890 (Series of 1939), "Traffic Code," the following parking limitations be adopted:

Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.

Between the hours of 7 o'clock a. m. and 6 o'clock p. m. of any day, excepting Sundays and legal holidays, and excepting duly licensed public passenger vehicles at duly authorized and licensed locations, it shall be unlawful for the operator of a vehicle to stop said vehicle for a period of time longer than is necessary for the actual loading or unloading and delivery of passengers or materials in any of the following places:

- Alameda Street between Bryant and Florida Streets.
- Annie Street.
- Anthony Street.
- Austin Street.
- California Street, between Montgomery and Sansome Streets.
- Campton Place.
- Cedar Street.
- Clementina Street.
- Cortland Avenue on the north side between Mission and Folsom Streets.
- Ecker Street.
- Eddy Street, north side, Powell Street to Mason Street.
- Elm Street.
- Fern Street.
- Florida Street for a distance of 275 feet south of Alameda Street property line.
- Geary Street, Market Street to Taylor Street.
- Hemlock Street.
- Holland Court.
- Irving Street, between Twenty-first and Twenty-third Avenues.
- Kearny Street, Market Street to Columbus Avenue.
- King Street, between Second and Third Streets.
- Linden Street.
- Maiden Lane.
- Merchant Street, between Battery and Sansome Streets.
- Minna Street, south side, between First and Ninth Streets.
- Mint Street on the east, south and north sides.
- Monroe Street.
- Montgomery Street, between Market and California Streets.
- Myrtle Street.

Natoma Street, north side, between First and Ninth Streets.
Olive Street.

Pacific Avenue on the north side between Columbus Avenue and Van Ness Avenue.

Pine Street, north side, Hyde Street to Jones Street.

Plum Street, south side, between Mission Street and South Van Ness Avenue.

Post Street, Market Street to Taylor Street.

Powell Street, Market Street to Bush Street.

Redwood Street.

Stockton Street, excepting that portion over the tunnel, Market Street to Columbus Avenue.

Sutter Street, Market Street to Taylor Street.

Tehama Street.

Third Street, Market Street to Howard Street.

Third Street, east side, between Townsend and King Streets.

Willow Street.

Signs shall be erected and maintained to give notice of the provisions of this section.

July 20, 1942—Consideration continued until July 27, 1942.

After presentation of communication from the City Planning Commission, reporting favorably thereon, the foregoing resolution was taken up and *Adopted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Refused Adoption.

The following, from Joint Public Utilities and Police Committee, without recommendation, was taken up:

Amending Resolution No. 2617 (Series of 1939), Entitled: "Traffic Regulations—One Way Streets—All Times," by Deleting Therefrom Sacramento and Clay Streets from Larkin Street to Van Ness Avenue.

(Series of 1939)

Resolution No., as follows:

Resolved, That pursuant to Article 3, Section 30 of Bill 863, Ordinance 890 (Series of 1939), "Traffic Code," the following are designated "ONE WAY STREETS—ALL TIMES," upon which it shall be unlawful at any time for the operator of any vehicle to drive said vehicle in any part of the following streets, except in the direction indicated herein:

Battery Street, southbound, Market to Broadway.

Beale Street, southbound, Market to Folsom Street.

Bush Street, eastbound, Market to Presidio Avenue.

Chesley Street, southbound, Harrison to Bryant Street.

Clay Street, eastbound, from Larkin Street to The Embarcadero.

Clementina Street, eastbound, Beale to First Street.

Clementina Street, eastbound, Eighth to Ninth Street.

Darien Way, eastbound, Junipero Serra Boulevard to San Fernando Way.

Davis Street, southbound, Broadway to Market Street.

Drumm Street, northbound, Market to Pacific Avenue.

Eddy Street, westbound, Market to Van Ness Avenue.

First Street, southbound, Harrison to Market Street.

Fremont Street, northbound, Folsom to Market Street.

Front Street, northbound, Market to Pacific Avenue.

Guy Place, westbound.

Jackson Street, westbound, Powell to Larkin Street.

Jackson Street, eastbound, The Embarcadero to Montgomery Street.

Kingston Street, westbound, Mission to San Jose Avenue.

Lansing Street, eastbound.

Main Street, northbound, Market to Harrison Street.

Montgomery Street, southbound, Market to Washington.

Natoma Street, westbound, First to Fremont Street.

Pacific Avenue, westbound, Walnut to Spruce Street.

Pine Street, westbound, Market to Presidio Avenue.

Sacramento Street, westbound, from The Embarcadero to Larkin Street.

Sansome Street, northbound, Market to Broadway.

Spear Street, southbound, Market to Harrison Street.

Steuart Street, northbound, Market to Howard Street.

Tehama Street, westbound, Eighth to Ninth Street.

Turk Street, eastbound, Market to Van Ness Avenue.

Washington Street, eastbound, Larkin to Powell Street.

Washington Street, westbound, The Embarcadero to Montgomery Street.

Signs shall be erected and maintained to give notice of the provisions of this section.

July 20, 1942—Consideration continued until July 27, 1942.

Discussion.

Before taking up the foregoing resolution for consideration, the Clerk presented and read a communication from the City Planning Commission, recommending disapproval of the resolution as presented.

Supervisor Mead, in discussing the foregoing resolution, held that the foregoing resolution, if adopted, would create a great deal of unnecessary confusion and he was opposed to it.

Supervisor Brown pointed out that because of replacement of cable cars by buses on the Sacramento Street cable line, adoption of the resolution was necessary to permit the buses to travel over the same route which the cable cars had traversed.

In reply, Supervisor Mead suggested that the bus route be changed rather than deleting Sacramento and Clay Streets between Larkin Street and Van Ness Avenue, from the list of "one way" streets.

Mr. Victor Hoffman of the Polk-Van Ness-Larkin Association; Mr. Carroll Newburg, speaking as an individual and property owner in the district affected; and Mr. George Melville, in support of the City Planning Commission's recommendation, all opposed the adoption of the foregoing resolution.

Thereupon, the roll was called and the foregoing resolution was *refused adoption* by the following vote:

Ayes: Supervisors Brown, Meyer, O'Gara, Roncovieri, Uhl—5.

Noes: Supervisors Colman, Gallagher, Green, MacPhee, Mead—5.

Absent: Supervisor Shannon—1.

Final Passage.

Immediately following the consideration of the foregoing resolution, Supervisor Brown presented, with recommendation of the Public Utilities Committee, the following bill, previously Passed for Second Reading and subsequently re-referred to committee, and moved Final Passage thereof:

Supplemental Bus Permit, Market Street Railway Company, Sacramento Street Route.

(Series of 1939)

Bill No. 1742, Ordinance No. 1725, as follows:

An ordinance amending Ordinance No. 1403 (Series of 1939) granting to Market Street Railway Company a supplemental permit to main-

tain and operate automobile buses over and along certain streets in the City and County of San Francisco in conformity with the provisions of Section 132 of the Charter of the City and County of San Francisco, setting forth the conditions upon which said permit shall be granted.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The right is hereby granted to Market Street Railway Company, a corporation, its successors and assigns, to maintain and operate for the unexpired term of the operating permit granted to Market Street Railway Company, dated February 9, 1931, automobile buses and motor coaches over, upon and along the following named streets and route in the City and County of San Francisco, to-wit:

Commencing at the intersection of Sacramento Street and the Embarcadero, thence over Sacramento Street to Fillmore Street, thence over Fillmore Street to Clay Street, thence over Clay Street to Webster Street, thence over Webster Street to Sacramento Street, thence over Sacramento Street to Gough Street, thence over Gough Street to Clay Street, thence over Clay Street to the Embarcadero, thence over the Embarcadero to Sacramento Street; as a supplementary and substitute service for the street car and automobile bus or motor coach service now in effect over and upon certain of said streets.

The operation of said automobile buses and motor coaches over the streets and routes described in this section and the rights hereby granted shall be deemed to be an extension of the street railways now and heretofore operated by Market Street Railway Company over, upon and along the streets and routes above described and set forth under said operating permit dated February 9, 1931, and shall be subject to the terms and conditions of said permit.

The headway under which said automobile buses and motor coaches are to be operated over the streets herein described shall not be more than fifteen (15) minutes between the hours of 7:00 o'clock a. m. and 9:00 o'clock p. m. daily.

Section 2. The operation of said automobile buses and motor coaches along and over the streets and routes set forth and described in Section 1 hereof shall be subject to all the terms and conditions of Ordinance No. 1403 (Series of 1939) of the Board of Supervisors of the City and County of San Francisco and approved October 15, 1941.

Section 3. This ordinance shall be enacted and passed in accordance with the Charter provisions governing the passage of ordinances and, if so passed and enacted, shall be deemed to be the manner in which the rights herein granted and the powers herein exercised should be granted and exercised.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Noes: Supervisors Brown, Roncovieri—2.

Absent: Supervisor Shannon—1.

Adopted.

The following recommendations of Streets Committee were taken up:

Present: Supervisors Meyer, Gallagher, Mead.

Intention of Closing Carmine Place From Powell Street Easterly to Its Easterly Termination.

(Series of 1939)

Resolution No. 2783, as follows:

Whereas, the Housing Authority of the City and County of San Francisco has requested that the portion of the public street herein-

after described be closed and abandoned in connection with the development of its Ping Yuen Housing Project; and

Whereas, said Housing Authority is the owner of the lands adjoining both sides of said portion of said street;

Now, Therefore, Be It Resolved, That the public interest requires, and it is the intention of this Board of Supervisors to close and abandon all of Carmine Place situated in the City and County of San Francisco and more particularly described as follows:

All of Carmine Place from Powell Street easterly to its easterly termination.

Said closing and abandonment shall be done and made in the manner and in accordance with Section 107 of the Charter of the City and County of San Francisco and the General Laws of the State of California.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said contemplated closing and abandonment of said Carmine Place in the manner provided by law and to cause notice to be published in the San Francisco News, the official newspaper, as required by law.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Intention of Closing Vandewater Street Between Mason and Taylor Streets.

(Series of 1939)

Resolution No. 2784, as follows:

Whereas, the Housing Authority of the City and County of San Francisco has requested that the portion of the public street herein-after described be closed and abandoned in connection with the development of its North Beach Housing Project; and

Whereas, said Housing Authority is the owner of the lands adjoining both sides of said portion of said street;

Now, Therefore, Be It Resolved, That the public interest requires, and it is the intention of this Board of Supervisors to close and abandon all of Vandewater Street situated in the City and County of San Francisco and more particularly described as follows:

All of Vandewater Street between Mason and Taylor Streets.

Said closing and abandonment shall be done and made in the manner and in accordance with Section 107 of the Charter of the City and County of San Francisco and the General Laws of the State of California.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said contemplated closing and abandonment of said Vandewater Street in the manner provided by law, and to cause notice to be published in the San Francisco News, the official newspaper, as required by law.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Passed for Second Reading.

The following recommendations of Streets Committee were taken up:

Amending Ordinance Granting Spur Track Permit to Southern Pacific Company, to Permit Freight to Be Moved Into Hunters Point Navy Yard on a Twenty-four Hour Basis.

(Series of 1939)

Bill No. 1828, Ordinance No., as follows:

Amending Section 2 of Ordinance No. 6774 (New Series), entitled "Granting Permission, Revocable at Will of the Board of Supervisors to Southern Pacific Company, a Corporation, to Construct, Maintain and Operate a Spur Track Upon and Along Carroll Avenue and Across Third Street, Keith Street, Jennings Street and Ingalls Street, in the Location Hereinafter Described"; and repealing Ordinance No. 6986 (New Series).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 6774 (New Series), entitled "Granting permission, revocable at will of the Board of Supervisors to Southern Pacific Company, a corporation, to construct, maintain and operate a spur track upon and along Carroll Avenue and across Third Street, Keith Street, Jennings Street and Ingalls Street in the location hereinafter described," is hereby amended to read as follows:

Sec. 2. Provided, That the Southern Pacific Company shall be required to maintain and repair the sewer in Carroll Avenue east of Third Street if necessary; and

~~Provided, That no locomotive, car or cars shall be switched over and across Third Street at Carroll Avenue except between the hours of 11:00 a. m. and 1:00 p. m.~~

Provided, That the Southern Pacific Company shall be required to take proper and adequate precautions to protect the safety and property of any and all persons in the streets designated in this ordinance during all times when, and at the locations where, switching operations are being conducted on said spur track, and will obey all lawful regulations of the Department of Public Works and of the Board of Police Commissioners relative to the maintenance of warning signs and barriers at or near said spur track.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Accepting Roadway of Thirty-first Avenue Between Noriega and Ortega Streets.

(Series of 1939)

Bill No. 1829, Ordinance No., as follows:

Providing for acceptance of the roadway of Thirty-First Avenue between Noriega and Ortega Streets, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-first Avenue between Noriega and Ortega Streets, including the curbs.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Accepting Roadway of Moraga Street Between Thirty-seventh and Thirty-eighth Avenues.

(Series of 1939)

Bill No. 1830, Ordinance No., as follows:

Providing for acceptance of the roadway of Moraga Street between Thirty-seventh and Thirty-eighth Avenues, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Moraga Street between Thirty-seventh and Thirty-eighth Avenues, including the curbs.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Accepting Roadway of Intersection of Bridgeview Drive, Newhall Street and Revere Avenue.

(Series of 1939)

Bill No. 1831, Ordinance No., as follows:

Providing for acceptance of the roadway of the intersection of Bridgeview Drive, Newhall Street and Revere Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition

throughout, and have sewers, gas and water pipes laid therein, to-wit:

The intersection of Bridgeview Drive, Newhall Street and Revere Avenue, including the curbs.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—10.

Absent: Supervisor Shannon—1.

Re-reference to Committee.

The following recommendation of Joint Finance and Public Utilities Committee was taken up:

Present: Supervisors MacPhee, Mead, Meyer, Roncovieri, Uhl.

Requesting Mr. Joseph Eastman, Federal Coordinator of Transportation, to Order into Immediate Service Seventy-nine Unused Street Cars Owned by the Market Street Railway Company.

(Series of 1939)

Resolution No., as follows:

Whereas, the demand has been made that the City and County of San Francisco provide additional equipment for defense workers; and

Whereas, additional equipment which would provide additional transportation facilities for defense workers is available; and

Whereas, seventy-nine unused cars of the Market Street Railway Company are being stored at Fourteenth Avenue and Lincoln Way; and

Whereas, said cars can be placed in operation within a short period of time; and

Whereas, Mr. E. G. Cahill, Manager of Utilities for the City and County of San Francisco, has stated that said cars could be reconditioned at a cost of approximately \$1,500 each; and

Whereas, Mr. Samuel Kahn, President of the Market Street Railway Company, has stated that his company cannot rent or sell any of its street cars; and

Whereas, if said seventy-nine street cars were placed in immediate operation, transportation facilities for defense workers would be greatly speeded up; and

Whereas, Mr. Joseph Eastman has been appointed by President Roosevelt to supervise defense transportation facilities; now, therefore, be it

Resolved, That this Board of Supervisors call to the attention of Mr. Joseph Eastman said seventy-nine unused street cars owned by the Market Street Railway Company, and respectfully request Mr. Eastman to order said street cars into immediate service.

After explanation of the foregoing resolution by Supervisor Uhl, who had originally presented it, the roll was called and the resolution was *Refused Adoption* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, Uhl—5.

Noes: Supervisors Brown, Colman—2.

Absent: Supervisors Green, O'Gara, Roncovieri, Shannon—4.

Thereupon, on motion by Supervisor MacPhee, the foregoing resolution was *re-referred to committee*.

Adopted.

The following recommendation of Joint Finance and Public Utilities Committee was taken up:

Approving the Pooling of Transportation Facilities of the Municipal
Railway and Market Street Railway Systems.

(Series of 1939)

Resolution No. 2785, as follows:

Whereas, adequate transportation facilities are essential to the successful prosecution of our war effort; and

Whereas, Lieutenant-General Brehon Somervell, of the Office of Services of Supply, Washington, D. C., has strongly recommended the pooling of the equipment of San Francisco's two street railway systems until such time as the City and County of San Francisco can acquire complete control of the operating properties of the privately-owned company; now, therefore, be it

Resolved, That pending the result of negotiations now being carried on for consolidation of the Municipal Railway and the Market Street Railway systems, the Public Utilities Commission be and it is hereby authorized and requested to negotiate with the Market Street Railway Company for the pooling of the facilities of the Municipal Railway's and the Market Street Railway Company's facilities until said consolidation has been effected, and to report back to this Board of Supervisors the result of said negotiations for approval by said Board.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Green, O'Gara, Roncovieri, Shannon—4.

Consideration Postponed.

Consideration of Mayor's Veto.

July 14, 1942.

Honorable Board of Supervisors,
City Hall,
San Francisco, California.

Gentlemen:

I have before me your Resolution No. 2757 dealing with the guarding of the properties used in connection with the Hetch Hetchy water supply. The resolution sets forth the necessity of guarding the properties of the Hetch Hetchy projects and the San Francisco water distribution system by the use of the State Guard and directs the Clerk of your Board to contact Governor Olson to the end that the State Guard may be assigned to guard certain portions of these properties. I herewith return you the resolution with my veto and disapproval endorsed thereon for the following reasons:

1. The matter of requesting the Governor to authorize the guarding of these properties has been given my consideration as far back as January 15, 1942, when I addressed a telegram to His Excellency, the Governor, directing his attention to the necessity of properly guarding the properties under the jurisdiction of the Public Utilities Commission and used for the supplying of water to San Francisco and adjacent communities. In this telegram I emphasized the importance of these properties in supplying water, not only to San Francisco, but to the different army posts about the bay and to the cities adjacent to us on the south and advised him that in the opinion of the Manager of Utilities over two hundred guards would be necessary to properly guard the properties.

Subsequent to that telegram, the Manager of Utilities and the Manager of the San Francisco Water Department had many conferences with General Donovan, the Adjutant General of the State of California, which resulted in a certain number of guards being assigned to guard the water properties belonging to the city. A complete guard was assigned to the San Mateo lakes and the Hetch Hetchy project on the

basis that the city would supply the necessary camps, the necessary automobiles for transportation and allow to the guard the sum of fifty cents per day for each man, the same to be applied toward his maintenance.

The Adjutant General was able to supply a sufficient number of guards to take care of the San Mateo lakes and the Hetch Hetchy project, but the Public Utilities Commission had to rely upon civilian guards to care for certain properties in Alameda and Santa Clara Counties.

Recently the officers of the guard contacted the Manager of Utilities and stated that the arrangement theretofore entered into was not satisfactory and if the guard was to be utilized in the future \$1.00 per day, plus an allowance for transportation, would have to be allowed for sustenance. The matter of the adjustment of this controversy is now in the hands of the Manager of Utilities and the Adjutant General of the National Guard and it is hoped it will be worked out to the satisfaction of all parties and the guard will be able to continue with the guarding of the city's properties.

At the present time there are some twenty-one civilian guards engaged in guarding the properties in Alameda County. Some of these are assigned to the Calaveras Reservoir and some to the guarding of the bay crossing. The civilian guard is supplemented by a small detail from the California State Guard at the bay crossing and the Manager of Utilities is now negotiating to obtain a complete guard for, not only the bay crossing, but for all the Alameda County properties. As I have said, at the present time twenty-one civilian guards are being utilized in Alameda County. The State Guard, however, is of the opinion that seventy guards are necessary to properly guard these properties and it doubts very much if these guards are available.

I have given you this brief outline of the situation to the end that you may be assured that the matter of guarding San Francisco's water properties has not been overlooked or neglected by the administrative branch of the government. If the Board of Supervisors should take any action at this time, dealing with this particular subject, I am quite sure it would only interfere with the efforts of the Manager of Utilities to obtain the services of the State Guard.

2. I further direct your attention to Section 22 of the Charter, the pertinent portion of which reads as follows:

"Neither the board of supervisors, nor its committees, nor any of its members shall dictate, suggest or interfere with appointments, promotions, compensations, disciplinary actions, contracts, requisitions for purchases or other administrative recommendations or actions of the chief administrative officer, or of department heads under the chief administrative officer, or under the respective boards and commissions."

It appears to me that the action suggested by your resolution is a direct violation of this section of the Charter.

Therefore, as I have said, your resolution is returned to you with my veto and disapproval endorsed thereon.

Respectfully yours,

ANGELO J. ROSSI, Mayor.

P. S.—The enclosed correspondence which bears on the subject of this letter may be of interest to you.

ANGELO J. ROSSI, Mayor.

Directing Clerk to Urge Governor and Local Ranking Official of California State Guard to Supply Immediately the Guards Necessary to Patrol the Hetch Hetchy Water Supply and Transmission Facilities.

(Series of 1939)

Resolution No. 2757, as follows:

Whereas, the Hetch Hetchy Water Supply, together with the facilities necessary to convey it to San Francisco and other consumers, including industries engaged in production of materials necessary for the conduct of the war, is of vital importance and constitutes an important adjunct to the war effort and to the health and welfare of the people engaged in that endeavor; and

Whereas, the truth of this is acknowledged by the fact that most of the supply and distribution facilities of the Hetch Hetchy System are presently being guarded, against sabotage, by the California State Guard; and

Whereas, no provision has been made for the protection of certain strategic facilities, the location of which is already known by, or will be supplied to the proper authorities, to properly guard and protect which will require sixteen additional men; and

Whereas, if the urgency of immediately providing the guards necessary to the protection of these facilities be brought to the attention of the authorities whose duty it is to safeguard them, they cannot fail to realize the imperativeness of such action and to at once provide the personnel required for their protection, even if this be accomplished by the transfer of men now assigned to other but relatively less important assignments; now, therefore, be it

Resolved, That this Board of Supervisors does hereby instruct the Clerk to communicate with the local ranking official of the California State Guard and to urge him, under his emergency powers, to immediately supply the guards necessary to patrol the facilities heretofore referred to; and be it

Further Resolved, That the Clerk of this Board be and is hereby authorized and directed to contact His Excellency Governor Culbert L. Olson; to apprise him of the facts and of the necessity for early action for the protection of these properties and to urge him to take such confirming or other action as will immediately and henceforth surround them with the same protection now provided other strategic facilities throughout the Hetch Hetchy and San Francisco Water Distribution System.

July 20, 1942—Consideration continued until July 27, 1942.

On motion by Supervisor Gallagher, consideration was postponed until Monday, August 3, 1942.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Adopted.

Urging Survey to Determine Proper Compensation for Municipal Employees Under Salary Standardization.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2786, as follows:

Whereas, Section 151 of the Charter provides in part as follows: "The board of supervisors shall have power and it shall be its duty to fix by ordinance from time to time as in this section provided,

all salaries, wages and compensations of every kind and nature, except pension or retirement allowances, for the positions, or places of employment, of all officers and employees of all departments, offices, boards and commissions of the city and county in all cases where such compensations are paid by the city and county. . . . In fixing schedules of compensations, as in this section provided, the board of supervisors, through the civil service commission, shall cause a schedule of compensations to be proposed, based upon the classification as provided in section 141, under which like compensation shall be paid for like service, with due regard to the seniority of the personnel included in each class, and with regard also to other compensations in the city and county service not subject to salary standardization. Such compensations shall be not higher than prevailing rates for like service and working conditions in private employment or in other comparable governmental organizations in this state"; and

Whereas, it is thus shown that in order for the Board of Supervisors to fulfill the mandate of the people in connection with salary standardization, the Civil Service Commission must first conduct a survey to determine the amount of salaries or wages which are being paid in private employment or other comparable governmental agencies for work similar to that being performed by the employees of the City and County of San Francisco; and

Whereas, since the amendment to the Charter in 1924, under the terms of which salary standardization was prescribed by the electorate, two such surveys have been conducted by the Civil Service Commission, the first in 1930, and the other, which was sought to be put into effect but was defeated by the people on referendum, in 1938; and

Whereas, many anomolous situations prevail in the San Francisco Municipal Service, as a result of which employees receive greater salaries or wages than do their superiors; and

Whereas, in an endeavor to comply with the plain provision of the Charter requiring "*from time to time*," the Board of Supervisors to fix salaries, wages and compensations on a schedule commensurate with salaries, wages and compensations prevailing in private employment or in other comparable governmental agencies, it is obvious and imperative that the Board of Supervisors should, as soon as possible, be supplied by the Civil Service Commission, with a comprehensive salary standardization schedule reflecting the current remuneration of those upon whom the wages, salaries and compensations of the employees of the City and County of San Francisco are based; and

Whereas, although the Civil Service Commission, ready, willing and of the expressed opinion that such a survey should presently be conducted, is without the necessary funds to accomplish the work, there is an available surplus in the funds of the City Planning Commission, which, with the acquiescence and cooperation of the proper officials, may be transferred to the Civil Service Commission to be utilized for the purpose herein set forth; now, therefore, be it

Resolved, That His Honor Angelo J. Rossi, Mayor of the City and County of San Francisco, who as a former member of the Board of Supervisors, proposed and sponsored salary standardization, be and is hereby respectfully requested to take such action as will result in making immediately available for the Civil Service Commission the sum of \$12,500 for the purpose of accumulating such information and formulating such schedules as are required by the Board of Supervisors in the performance of that function with which it is charged under Section 151 of the Charter.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Green, O'Gara, Roncovieri, Shannon—4.

Free Street Car Rides for Service Men.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Resolved, That in connection with the resolution requesting free transportation for service men on the street railway lines of San Francisco, the attention of the Public Utilities Commission, the Market Street Railway Company and the California Street Railway Company be directed to the following copy of telegram received from Hon. Edward J. Kelly, Mayor of Chicago:

"Replying to your wire re free transportation for service men the Chicago surface lines and the Chicago Motor Coach Company of this city offer free transportation from 9 a. m. to 4 p. m., and after 7 p. m., on week days and all day Sundays and legal holidays to all members of our armed forces as well as to those of the United Nations while in uniform for the duration of the present war. This privilege was granted by the Illinois Commerce Commission on petition of the City of Chicago based upon a resolution presented by me to the City Council and duly passed by that body. I personally appeared before the Commission in support of the City's petition. I am informed that a similar arrangement is in effect in Detroit, Michigan, with respect to members of our armed forces. In December, 1941, the City Council of Baltimore asked a resolution requesting the Bus Transit Companies to make the fare one-half price for service men. We are not informed as to any further action taken in this latter matter."

*Referred to Public Utilities Committee.***Utilization of Recreational Facilities by Members of the Armed Forces.**

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Whereas, San Francisco is the host to thousands of service men, many of whom have left their homes and families for the first time and who, during their periods of liberty, find it difficult gainfully to utilize their time; and

Whereas, it will redound to the mutual benefit of such service men and the residents of San Francisco, if means are found whereby the leave periods of these men may be spent in such clean, wholesome recreational endeavors as they were accustomed to in private life; and

Whereas, study, discussion and liaison by and between the officials of the City and County of San Francisco, the executives of the morale divisions of the armed forces and the representatives of the service men's organizations would undoubtedly result in a healthier and more diversified recreational program for service men; now, therefore, be it

Resolved, That the Public Welfare Committee of this Board be and is hereby authorized and directed to hold a hearing on this subject at as early a date as is possible; to invite the attendance of all interested parties, and to endeavor to devise a plan whereby the recreational facilities of the City and County of San Francisco may be utilized for the recreation and benefit of the members of the armed forces in San Francisco; and be it

Further Resolved, That as a first step in this matter the Park Commission is hereby requested to grant to all men in the service the privilege of playing golf without charge on the three municipally-owned golf courses, i. e., Sharp's Park, Harding Park and Lincoln Park.

Referred to Public Health and Welfare Committee.

**Extending an Invitation to the League of California Cities to Hold
Its 1943 Conference in San Francisco.**

(Series of 1939)

Supervisor Roncovieri presented:

Resolution No. 2787, as follows:

Resolved, That the Board of Supervisors of the City and County of San Francisco hereby extends an invitation to the League of California Cities to hold its 1943 conference in San Francisco, and assures the membership of said League that San Francisco will extend its hospitality to those attending the conference and will use every effort to make the conference an outstanding success. Be it

Further Resolved, That a copy of this invitation be forthwith transmitted by the Clerk of this Board to the Executive Director of the League of California Cities at Berkeley, California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Green, O'Gara, Roncovieri, Shannon—4.

**Proposal to Submit Bond Issue, Not More Than \$5,000,000,
for Acquisition of Buses.**

(Series of 1939)

Supervisor Uhl presented:

Resolution No., as follows:

Resolved, That it is the sense of the Board of Supervisors of the City and County of San Francisco that a bond issue in the amount of \$5,000,000 be submitted to the electors of the City and County of San Francisco at the general election to be held on the 3rd day of November, 1942, for the purpose of acquiring buses to be operated in lieu of and in conjunction with street cars in the City and County of San Francisco in order to remedy the present existing traffic conditions, and that public interest and necessity demand the acquisition of buses in an amount not to exceed \$5,000,000 to be used in conjunction with the street cars of the Municipal Railway of the City and County of San Francisco.

Referred to Joint Public Utilities and Finance Committee.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From the Mayor, returning unsigned, but not vetoed, ordinance providing for overtime pay for per diem employees.

Filed.

From the Treasurer, reporting on request of League for Social Justice that a proposition be placed on the ballot providing for replacement of the present medium of exchange with a non-transferable federal credit.

To be considered at meeting of the Board August 3, 1942.

From Municipal Court, list of final judgments against the City.

Filed.

From Office of Defense Transportation, addressed to the Mayor, advocating amendment of ordinance to permit distributors of petroleum products to use trucks of greater capacity.

Referred to Police Committee.

Copy of memorandum addressed to the Controller by the Supervisor of Utility Audits, giving estimate of amount of time which will be required to prepare report on Market Street Railway Company properties.

Referred to Joint Finance and Public Utilities Committee.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5:40 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors August 10, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.



Monday, August 3, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, AUGUST 3, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, August 3, 1942,
2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer,
O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Brown was noted present at 2:30 p. m.

SPECIAL ORDER—3:00 P. M.

Consideration Continued.

The following, from Joint Finance and Public Utilities Committee,
without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

**Authorizing Public Utilities Commission to Enter Into Lease With
Market Street Railway Company for Acquisition of Its Transpor-
tation Facilities, With an Option to Purchase.**

(Series of 1939)

Bill No. 1741, Ordinance No., as follows:

Authorizing Public Utilities Commission to enter into lease with Mar-
ket Street Railway Company for acquisition of its transportation facili-
ties, with an option to purchase.

Be it ordained by the People of the City and County of San Fran-
cisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities
Commission, adopted May 25, 1942, the said Commission is hereby
authorized and directed to enter into a lease with the Market Street
Railway Company which lease shall, among other things, provide for
the acquiring of the use of all the operating properties of the said
company, including, but not limiting the same to lands, rights of way,
street cars, buses, tracks, trolleys, car barns, power lines, transmission
lines, underground conduits, and all appurtenances and other proper-
ties required in the operation of the Market Street Railway Company
transportation system in the City and County of San Francisco and in
the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof
shall be for a period not to exceed seven years, at annual rentals to be
agreed upon, which total rentals shall not exceed, for the period stated,
the sum of \$11,535,000, and which lease shall provide that the City

shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

July 6, 1942—Consideration continued until July 20, 1942.

July 20, 1942—Consideration continued until August 3, 1942.

NOTE: Pursuant to motion made by Supervisor Green on July 20, 1942, the above matter is to be considered by the Board of Supervisors sitting as a Committee of the Whole.

Following report by Supervisor MacPhee that the Joint Committee had not yet received the information it had requested and so was not prepared to present any recommendation to the Board. Therefore, he would move consideration be postponed until Monday, August 17, 1942.

No objection and so ordered.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Appropriating \$1,680, Department of Public Works; Adding One Window Cleaner at \$160; Deleting One Janitor at \$155.

(Series of 1939)

Bill No. 1815, Ordinance No. 1733, as follows:

Appropriating the sum of \$1,627.50 out of surplus existing in Appropriation No. 238.110.02, and \$52.50 out of surplus existing in Appropriation No. 238.120.00, to the credit of Appropriation No. 238.110.02, creating the position of 1 C202 Window Cleaner at \$160 per month in Bureau of Building Repair, Department of Public Works, and providing funds therefor for period August 15, 1942, to June 30, 1943; abolishing position of 1 C104 Janitor at \$155 per month in same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,627.50 is hereby appropriated out of the surplus existing in Appropriation No. 238.110.02, and \$52.50 out of surplus existing in Appropriation No. 238.120.00, to the credit of Appropriation No. 238.110.02, to provide funds for the compensation of 1 C202 Window Cleaner at \$160 per month in the Bureau of Building Repair, Department of Public Works, for the period August 15, 1942, to June 30, 1943.

Section 2. The position of 1 C202 Window Cleaner at \$160 per month is hereby created in the Bureau of Building Repair, Department of Public Works; the position of 1 C104 Janitor at \$155 per month in same department is hereby abolished.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Authorizing Compromise of Claim and Dismissal of Action of
David Nyhan for the Sum of \$36.18.**

(Series of 1939)

Bill No. 1816, Ordinance No. 1734, as follows:

Authorizing compromise of claim and dismissal of action of David Nyhan for the sum of \$36.18.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Whereas, it appears that on the 10th day of March, 1942, at about the hour of 10:30 p. m., while David Nyhan was operating his automobile on Polk Street between Broadway and Vallejo Street, said automobile was driven into and upon an open trench in the street which was left unguarded without lights or barricades, thereby causing damage to said automobile, and by reason thereof said David Nyhan has filed suit in the Small Claims Court of the City and County of San Francisco, numbered 103892; and

Whereas, the City Attorney believes there is liability on the part of the City and County of San Francisco and has entered into an agreement of compromise of said suit against the City and County of San Francisco for the sum of \$36.18, which he believes to be a fair, just and reasonable sum in settlement thereof.

Now, therefore, the City Attorney having recommended, and the Director of the Department of Public Works having approved the settlement of said action, the Controller is hereby requested and authorized to draw his warrant in favor of said David Nyhan in the sum of \$36.18 in full settlement of said litigation.

Approved as to form by the City Attorney.

Funds available by the Controller.

Recommended and approved by the Director of Public Works.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Appropriating \$5,000, Recreation Commission, to Provide Additional
Funds in Connection with Renewal of Lease of Crystal Palace
Baths.**

(Series of 1939)

Bill No. 1818, Ordinance No. 1735, as follows:

Authorizing a supplemental appropriation of \$5,000 out of an unencumbered balance in Appropriation No. 261.200.00, Contractual Services, City Planning Commission, to the credit of Appropriation No. 213.800.00, rentals, Recreation Commission, to provide additional funds required in connection with the renewal of lease of the Crystal Palace Baths for period of one year beginning July 16, 1942.

Whereas, through inadvertence during the budget proceedings of the Board of Supervisors a sum in excess of actual needs was appropriated to the City Planning Commission (Appropriation No. 261.200.00); and

Whereas, by virtue of this fact there exists now in the funds of the City Planning Commission an unencumbered balance of five thousand dollars (\$5,000); and

Whereas, in order to provide for the uninterrupted operation of the facilities operated under the direction of the Recreation Commission at the Crystal Palace Baths, it becomes necessary to provide an additional five thousand dollars (\$5,000) to the credit of Appropriation No. 213.880.00 (Rentals); now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. On the written recommendation of the City Planning Commission, which said recommendation has been approved by the Mayor, in accordance with the provisions of Section 77 of the Charter, the sum of \$5,000 is hereby appropriated out of Appropriation No. 261.200.00, Contractual Services, City Planning Commission, to the credit of Appropriation No. 213.880.00, Rentals, Recreation Commission, to provide additional funds required in connection with the renewal of lease of the Crystal Palace Baths for the period of one year beginning July 16, 1942.

Recommended and approved by the City Planning Commission.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

No: Supervisor Shannon—1.

Absent: Supervisors Brown, Gallagher—2.

Tabled.

The following recommendation of Finance Committee was taken up:

Repealing Ordinance Appropriating \$30,000 for Expense of San Francisco War Price & Rationing Board.

(Series of 1939)

Bill No. 1820, Ordinance No., as follows:

An Ordinance repealing Bill No. 1810, Ordinance No. 1709 (Series of 1939), entitled, "Appropriating the Sum of \$30,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.903.02-1, to Provide Funds to Meet the Expenses of the San Francisco War Price and Rationing Board for the Period July 1, 1942, to June 30, 1943; An Emergency Ordinance."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1810, Ordinance No. 1709 (Series of 1939), entitled, "Appropriating the Sum of \$30,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.903.02-1, to Provide Funds to meet the Expenses of the San Francisco War Price & Rationing Board for the Period July 1, 1942, to June 30, 1943; an Emergency Ordinance," is hereby repealed.

After explanation by the Controller that the foregoing legislation, together with bill subsequently to be considered by the Board reappropriating the money heretofore set up by Ordinance No. 1709, was in effect but a bookkeeping device, and the intent of the Board could best be carried out by removing the foregoing bill from the Calendar, and passing the subsequent legislation which will be before the Board for consideration.

Thereupon, on motion by Supervisor Green, no objection being made, the foregoing bill was *tabled*.

Final Passage.

The following, from Public Utilities Committee, without recommendation, was taken up:

Proposed Lease of Airport Property.

(Series of 1939)

Bill No. 1819, Ordinance No. 1736, as follows:

Directing the Director of Property to solicit and advertise for bids for leasing Hangar No. 4 and space in the Administration Building at San Francisco Airport in San Mateo County.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to the request contained in Resolution No. 5153 of the Public Utilities Commission, the Director of Property is hereby authorized and directed to solicit and advertise for bids for the leasing of Hangar No. 4 and the adjoining area in said building used as repair shops and storeroom space situated at the San Francisco Airport in San Mateo County and 190 square feet on the first floor and 799 square feet on the second floor of the Administration Building located at said Airport.

Section 2. Solicitation and advertisement for bids shall recite the said premises are to be used only by a person, firm or corporation engaged in the transportation by aircraft of persons, property and other cargo, and is an air-carrier duly licensed by the United States Government to engage in such mode of transportation. The solicitation and advertisement for bids shall stipulate that 190 square feet on the first floor and 799 square feet on the second floor of the Administration Building located at said Airport, all of Hangar No. 4 and the adjoining area to said hangar used as repair shops and storeroom space located at said Airport, are to be the subject of the proposed lease.

The term of the lease shall be for a period of twenty years with the option to terminate the same on the City's or bidder's part within the term created, on conditions to be agreed upon with the successful bidder and the Public Utilities Commission. No bid shall be given favorable consideration unless the bidder is one recognized as financially responsible to meet the conditions of the proposed lease, and all other terms and conditions in the lease shall be satisfactory to the Public Utilities Commission and reserving to said Commission the right to reject any and all bids. Bidders shall only receive favorable consideration that offer to pay all charges for utilities used in the premises leased.

Section 3. Any lease entered into shall be subordinate to any existing or future agreement between the City and County and the United States relative to the operation or maintenance of the Airport during the time of war or national emergency and reserving to the City the right to lease the Airport or any part thereof to the United States Government for military or naval uses.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

NEW BUSINESS.**Adopted.**

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department.

(Series of 1939)

Resolution No. 2788, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children for the months of December, 1941, and March, April, May, June and August, 1942, including names and amounts, new applications, increases, decreases and denials, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2789, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905—Duplicate Tax Fund.

- | | |
|---|----------|
| 1. Raymond D. Williamson, Lot 27, Block 1159, second installment, fiscal year 1941-42 | \$ 33.85 |
| 2. Belle Shoaf, Lot 1, Block 5291, first and second installments, fiscal year 1941-42 | 43.96 |
| 3. Bank of America, N. T. & S. A., Lot 2, Block 5865, second installment, fiscal year 1941-42 | 5.28 |

From Appropriation No. 60.969.00—Taxes Refunded Fund

- | | |
|---|------------|
| 1. Armstrong Cork Co., Lancaster, Pa., 1942 personal property taxes | \$1,353.57 |
| 2. Claudio Bernardi, duplicate payment 1942 personal property taxes | 5.06 |
| 3. J. S. Wallace, duplicate payment 1942 personal property taxes | 4.40 |

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Chief Administrative Officer to Take Necessary Steps to Discontinue Supplying Officials with Free Telephones.

(Series of 1939)

Resolution No. 2790, as follows:

Whereas, free phones are being supplied officials of the City and County of San Francisco, and

Whereas, these phones are free, nevertheless they could displace phones on which the City is now paying; now, therefore, be it

Resolved, That the Chief Administrative Officer will take the necessary steps to discontinue supplying officials of the City and County of San Francisco with free phones.

Discussion.

The Clerk presented and read communication from Treasurer Duncan Matheson, protesting against adoption of the foregoing resolution in so far as it might affect him.

Supervisors Shannon, O'Gara and Meyer objected to the adoption of the resolution as presented.

Supervisor Roncovieri urged that exception be made, and free telephones should not be denied the Mayor, the Treasurer, the Chief of Police, the Fire Chief, and other public officials who must use their telephones for official business.

Supervisor Colman announced that although he had not introduced the resolution, there was a principle involved which he favored. He himself rarely used his home phone for public business, and he seldom made calls from his home phone in connection with the city's business. He did not think the Supervisors, especially, were entitled to phones at the expense of the taxpayers.

Adopted.

Thereupon, the roll was called and the foregoing resolution was *adopted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Roncovieri, Uhl—7.

Absent: Supervisors Green, Meyer, O'Gara, Shannon—4.

Land Purchase—McLaren Park.

(Series of 1939)

Resolution No. 2791, as follows:

Whereas, on June 29, 1942, this Board adopted Resolution No. 2736, Series of 1939, approved July 1, 1942, authorizing the Director of Property in behalf of the City and County of San Francisco, a municipal corporation, to bid for Lot 10, in Assessor's Block 6065, San Francisco, California, at the public auction held by the Tax Collector on July 1, 1942; and

Whereas, the above mentioned real property lies within the confines of the proposed McLaren Park; and

Whereas, at said auction the Director of Property paid the sum of \$1.48 for this lot, no higher bids having been made or received; and

Whereas, in order to entitle the successful bidder to a deed of the property, the additional sum of \$12.34 must be paid to the Treasurer of the City and County of San Francisco. Now, therefore, be it

Resolved, In accordance with the recommendation of the Park Department, that Joseph J. Phillips, Director of Property, be reimbursed in said amount of \$1.48, and that the additional sum of \$12.34 be paid to the Treasurer of the City and County of San Francisco, from Appropriation No. 212.600.03, for the purchase of said lot. Be it

Further Resolved, That the City and County of San Francisco, a municipal corporation, does hereby accept a deed to said land from the Tax Collector.

Recommended by the Secretary, Park Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Authorizing the Issuance of Coupon Hetch Hetchy Bonds in Place of Registered Bonds, Dated July 1, 1928, and Issued Pursuant to Ordinances of the Board of Supervisors of the City and County of San Francisco and the Laws of the State of California.

(Series of 1939)

Resolution No. 2792, as follows:

Whereas, the Board of Supervisors did by Ordinance No. 7990, duly enacted by the Board of Supervisors of the City and County of San Francisco on March 26, 1928, and on said date approved by Frank R. Havenner, Acting Mayor of the City and County of San Francisco, did submit to the electors of the City and County of San Francisco a proposition to incur a bonded indebtedness in the sum of \$24,000,000 for the construction and completion of a public utility, to-wit: aqueduct tunnels, structures and appurtenances, including lands necessary for the completion of the Lake Eleanor, Tuolumne, Hetch Hetchy Project for the conveying of water from the Tuolumne River and its tributaries situate within the State of California to the City and County of San Francisco for domestic and municipal purposes; and

Whereas, pursuant to the aforesaid ordinance an election was held in the City and County of San Francisco on Tuesday, the 1st day of May, 1928, submitting to the electors of said city and county the aforesaid proposition to incur a bonded indebtedness in the sum of \$24,000,000 for the purposes hereinbefore set forth; and

Whereas, at said election more than two-thirds of the electors of said city and county, voting on said proposition, voted in favor thereof; and

Whereas, by resolution duly adopted by said Board of Supervisors on the 21st day of May, 1928, and duly approved by the Mayor of the City and County of San Francisco on the 28th day of May, 1928, said Board of Supervisors of said City and County of San Francisco did duly declare that the said proposition to incur said bonded indebtedness in said sum of \$24,000,000 had received more than a two-thirds vote of all the electors voting upon said proposition at said election held on the 1st day of May, 1928, and declared that said bonded indebtedness had been approved by the electors of the City and County of San Francisco, which said bonds were designated City and County of San Francisco Hetch Hetchy Bonds 1928; and

Whereas, thereafter by resolution of the Board of Supervisors, the bonds provided for in said bonded indebtedness were by resolution of said Board of Supervisors duly authorized, issued and sold, all of said bonds being dated July 1, 1928; and

Whereas, among the bonds duly authorized, issued and sold by said Board of Supervisors, pursuant to said resolution, there were issued and sold the following bonds, each of said bonds being in the denomination of \$1,000, and bearing interest at the rate of 4½ per cent per annum, payable semi-annually in January and July of each year, said bonds being numbered as follows, to-wit: 18076, 18077, 18078, 18079, 18080, 18081, 18082, 18083, 18084, 18085, 18086, 18087, 18088, 18089, 18090, 18091, 18092, 18093, 18094, 18095, 18096, 18097, 18098, 18099, 18100, 18576, 18577, 18578, 18579, 18580, 18581, 18582, 18583, 18584, 18585, 18586, 18587, 18588, 18589, 18590, 18591, 18592, 18593, 18594, 18595, 18596, 18597, 18598, 18599, 18600; and

Whereas, each of the aforesaid bonds, numbered from 18076 to 18100, both numbers inclusive, was signed by James Rolph, Jr., as Mayor of the City and County of San Francisco and by John H. Thieler, as Treasurer thereof, and countersigned by Thomas P. Boyle as Auditor and by J. S. Dunnigan as Clerk of the Board of Supervisors; and

Whereas, each of the aforesaid bonds, numbered from 18576 to 18600, both numbers inclusive, was signed by Angelo J. Rossi, as Mayor of the City and County of San Francisco and by Duncan

Matheson, as Treasurer thereof, and countersigned by Benning Wentworth as Auditor and by J. S. Dunnigan, as Clerk of the Board of Supervisors; and

Whereas, when said bonds were issued and sold, each of the aforementioned officials was the duly elected, qualified or acting official of said City and County of San Francisco set after his name, as designated in said bonds; and

Whereas, when said bonds were sold under and pursuant to the authority of the Board of Supervisors of the City and County of San Francisco, said City and County received the principal sum of each of said bonds and the accrued interest thereon until date of said sale; and

Whereas, each of said bonds was in coupon form and had attached thereto the requisite number of coupons evidencing the semi-annual interest to become due thereon from the date of the issuance of said bonds until the 1st day of July, 1968; and

Whereas, on or about the 10th day of December, 1934, all and singular the said bonds, as well as the coupons evidencing the interest on said bonds attached thereto, and to mature after the 10th day of December, 1934, were returned to and filed with the Treasurer of the City and County of San Francisco, with the request that said coupons be detached from said bonds, and that said bonds be registered in the name of "Knights of Columbus, New Haven, Conn." and that said bonds be thereafter reissued to said Knights of Columbus, New Haven, Conn., as registered bonds, and that the interest thereafter be paid to said Knights of Columbus, New Haven, Conn., without the presentation of the coupons theretofore attached to said bonds; and

Whereas, the Legislature of the State of California did, at the 1941 session thereof, duly pass an act amending an act entitled as follows: "An act to provide for the registration of bonds issued by the State of California, or any county, city and county, municipal corporation or other public corporation," which said act was duly approved by the Governor of the State of California on the 14th day of April, 1913, which said amendment added a new section to the aforesaid act relating to the reconversion of registered bonds into coupon bonds; and

Whereas, J. S. Strauss & Co. has now made demand upon the Treasurer of the City and County of San Francisco to reissue the aforesaid bonds in the form of coupon bonds; and

Whereas, Angelo J. Rossi is now the duly elected, qualified and acting Mayor of the City and County of San Francisco; and

Whereas, Duncan Matheson is now the duly elected, qualified and acting Treasurer of the City and County of San Francisco; and

Whereas, Harold J. Boyd is now the duly appointed, qualified and acting Controller of the City and County of San Francisco, who has succeeded to all the powers and duties of the Auditor thereof; and

Whereas, David A. Barry is now the duly appointed, qualified and acting Clerk of the Board of Supervisors of said City and County of San Francisco;

Now, therefore, the Board of Supervisors, the legislative body of the City and County of San Francisco, does hereby direct the Treasurer of said city and county to reissue the aforesaid bonds in the form of coupon bonds, each of the said bonds to be in the same form, denomination, contents and number as were the aforesaid bonds, with the exception that said bonds shall be executed by Angelo J. Rossi, as Mayor of the City and County of San Francisco, instead of by James Rolph, Jr., as Mayor, and by Duncan Matheson, as Treasurer of the City and County of San Francisco, instead of by John H. Thieler, as Treasurer, and duly countersigned by Harold J. Boyd, as Controller of the City and County of San Francisco, instead of by Thomas F. Boyle, as Auditor thereof, and attested by David A. Barry, as Clerk of the Board of Supervisors of the City and County of San Francisco, instead of by J. S. Dunnigan, as Clerk of said Board; be it

Further Resolved, That when said bonds are so reissued, they shall be and are hereby declared to be valid obligations of the City and County of San Francisco and entitled to full faith and credence; be it

Further Resolved, That there be attached to said bonds all and singular the coupons originally attached thereto, maturing after the 1st day of January, 1943; be it

Further Resolved, That the applicant for the reissuance of said bonds pay to the City and County of San Francisco the sum of \$295.00 as the cost of reissuing the same.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Appropriating \$20,000, S. F. War Price and Rationing Board, for Expenses from July 1, 1942, to June 30, 1943; An Emergency Ordinance.

(Series of 1939)

Bill No. 1832, Ordinance No., as follows:

Appropriating the sum of \$20,000 from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943; returning the sum of \$10,000 from the surplus existing in Appropriation No. 202.903.02-1, to Appropriation No. 202.000.79; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$20,000 is hereby appropriated from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the following expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943:

Rents	\$9,000
Contractual Janitorial Services	2,600
Heat, Light & Power	2,400
Salary County Coordinator	6,000
Total	<u>\$20,000</u>

The sum of \$10,000 is hereby returned from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.000.79.

Section 2. The Controller and Treasurer of the City and County of San Francisco are hereby authorized and directed to pay to said San Francisco War Price and Rationing Board such amounts as the Mayor may approve.

Section 3. All payments made to the San Francisco War Price and Rationing Board under authority of this ordinance shall be accounted for and supported by receipts and vouchers satisfactory to the Controller not later than the 20th day of the month following the month in which such expenses have been incurred.

Section 4. The appropriations hereby made are effective as of July 1, 1942; and the Board of Supervisors does, by the vote by which this ordinance is passed, specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of the emergency is as follows: The San Francisco War Price and Rationing Board is without funds to operate in the City and County of San Francisco. The failure of said San Francisco War Price and Rationing Board to operate in the City and County of San Francisco involves and threatens the welfare of the citizens of

the City and County of San Francisco, as well as the property of the said City and County.

Recommended and approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Note: Above ordinance was recommended with Supervisors MacPhee and Mead voting "aye" and Supervisor Uhl voting "no."

Discussion.

Mr. David Lewis, Administrative Assistant to the Mayor, explained the foregoing Bill to the Board, and answered questions thereon by various Supervisors.

Supervisor Uhl, in discussing the Bill, held that the salary proposed was entirely out of line for the work to be done, and moved that the Civil Service Commission be requested to make a survey as to the position and the salary that should be paid, and to report back to the Board. Motion failed for want of a second.

Subsequently, however, after further brief discussion, Supervisor Uhl renewed his motion that the Civil Service Commission be requested to make a survey of the position of County Coordinator, and to recommend to the Board the proper salary for said position. Motion seconded by Supervisor Green.

Supervisor Green, however, withdrew his second, after further brief discussion, stating that all he desired was more information on the subject.

Mr. David Lewis stated that the Federal Government would pay for all clerical help, except the County Coordinator, and would provide all needed supplies and equipment.

Thereupon, Supervisor Gallagher, seconded by Supervisor Uhl, moved that the salary of the County Coordinator be eliminated from the proposed legislation, and that the appropriation be reduced by that amount, or \$6,000. Motion seconded by Supervisor Uhl.

Supervisor Shannon stated that he did not think the Board had enough light on the subject. He would like to vote to eliminate the salary objected to, but without any salary there might not be any one to operate the department. He needed more information. For that reason he would move that the matter be postponed for one week, and that the Clerk of the Board be directed to contact some official connected with the City government that could give some definite information as to whether this department is necessary; if there are to be other rationing boards; and if there is any possibility of the Federal Government paying the salary of the County Coordinator. Motion seconded by Supervisor Roneovieri.

Supervisor Uhl asked that further information also be requested in the motion just made. Mr. Francis Carroll, State Director of O. P. A., reported Supervisor Uhl, has stated that there are only two cities paying the Coordinator, and that if San Francisco does not pay the County Coordinator, the Federal Government will pay him. He desired Mr. Carroll be invited to come to the Board and give full information on the matter.

Supervisor Shannon accepted Supervisor Uhl's suggestion as part of his motion.

Supervisor MacPhee objected to any delay. Mr. Carroll, he pointed out, has requested immediate attention, regardless of what action the Board might take. It is most important that the matter gets under way. Supervisor Mead also objected to postponement.

Postponement Defeated.

Thereupon, after further brief discussion, the roll was called and the motion to postpone was *defeated* by the following vote:

Ayes: Supervisors Brown, Green, Roncovieri, Shannon, Uhl—5.

Noes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara—6.

Thereupon, the motion to delete \$6,000, Salary for County Coordinator, was taken up.

Supervisor O'Gara announced his intention to vote against the motion, although without prejudice.

Supervisor Roncovieri, in explanation of his vote, stated that he believed a mistake had been made in voting down Supervisor Shannon's motion for postponement. He would, for lack of other information, be guided by Mr. Carroll's letter to the Mayor.

Deletion of \$6,000, Salary of County Coordinator, Defeated.

The roll was then called and the motion to delete \$6,000, Salary for County Coordinator, was *defeated* by the following vote:

Ayes: Supervisors Gallagher, Uhl—2.

Noes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon—9.

Explanations of Votes.

Supervisor Gallagher announced that he would have to vote against the legislation as presented.

Supervisor Brown stated that he believed the whole question of price control was a federal proposition, and he could see no reason why the taxpayers of San Francisco should be burdened to perform a function that belongs to the Federal Government.

Mr. David Lewis pointed out that the Federal Government prefers to have this as a county function because of the fact that a person thoroughly familiar with local conditions is better qualified to act than a man who knows nothing about the local situation.

Refused Passage.

Thereupon, the roll was called and the proposed legislation, Appropriating \$20,000 for expenses of San Francisco War Price and Rationing Board, was *refused passage* by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon—8.

Absent: Supervisors Brown, Gallagher, Uhl—3.

Immediately following the foregoing roll call, but before the result thereof had been announced, Supervisor MacPhee announced that he intended to move for reconsideration. He intended, later during the meeting, to present a similar bill, but with all reference to salary for County Coordinator deleted, and the amount of the appropriation to be \$14,000. Because of the importance of the legislation he believed the Board should be given an opportunity to vote on the matter, with all reference to County Coordinator eliminated. The question of County Coordinator and his salary can be returned to committee for further study and recommendation to the Board.

Following his statement, Supervisor MacPhee moved for reconsideration. Motion seconded by Supervisor Colman.

However, Supervisor Colman, the President, pointed out that a vote on reconsideration could not be taken before the next meeting of the Board, except under suspension of the rules of the Board, and that Supervisor MacPhee could, if he desired, present to the Board

new legislation which, if approved, would effect what he had in mind.

Whereupon, Supervisor MacPhee withdrew his motion for reconsideration.

Subsequently during the proceedings Supervisor MacPhee presented the following bill, with favorable recommendation of the Finance Committee:

Appropriating \$14,000, S. F. War Price and Rationing Board, for Expenses from July 1, 1942, to June 30, 1943; An Emergency Ordinance.

(Series of 1939)

Bill No. 1837, Ordinance No., as follows:

Appropriating the sum of \$14,000 from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943; returning the sum of \$16,000 from the surplus existing in Appropriation No. 202.903.02-1, to Appropriation No. 202.000.79; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$14,000 is hereby appropriated from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the following expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943:

Rents	\$ 9,000
Contractual Janitorial Services.....	2,600
Heat, Light & Power.....	2,400
Total	<u>\$14,000</u>

The sum of \$16,000 is hereby returned from the surplus existing in Appropriation No. 202.903.02-1, to the Credit of Appropriation No. 202.000.79.

Section 2. The Controller and Treasurer of the City and County of San Francisco are hereby authorized and directed to pay to said San Francisco War Price and Rationing Board such amounts as the Mayor may approve.

Section 3. All payments made to the San Francisco War Price and Rationing Board under authority of this ordinance shall be accounted for and supported by receipts and vouchers satisfactory to the Controller not later than the 20th day of the month following the month in which such expenses have been incurred.

Section 4. The appropriations hereby made are effective as of July 1, 1942; and the Board of Supervisors does, by the vote by which this ordinance is passed, specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of the emergency is as follows: The San Francisco War Price and Rationing Board is without funds to operate in the City and County of San Francisco. The failure of said San Francisco War Price and Rationing Board to operate in the City and County of San Francisco involves and threatens the welfare of the citizens of the City and County of San Francisco, as well as the property of the said City and County.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Passed for Second Reading.

The following recommendation of the Finance Committee was taken up:

Appropriating \$100, Department of Public Works, for Acquisition of Land, Extension of Edgewood Avenue.

(Series of 1939)

Bill No. 1833, Ordinance No., as follows:

Authorizing a supplemental appropriation of \$100.00 for the acquisition of certain land required for the southerly extension of Edgewood Avenue.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$100.00 out of the surplus existing in the Reserve for Land Purchases—Department of Public Works, to the credit of Appropriation No. 248,923.58, for the acquisition of certain land required for the southerly extension of Edgewood Avenue and for payment of incidental expenses.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendation of the Joint Finance and Public Utilities Committee was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Meyer, Roncovieri.

Requesting Chief Administrative Officer to Direct Department of Public Works to Submit Report to Board as to Street Paving and Repair Delinquencies of the Market Street Railway Company.

(Series of 1939)

Resolution No. 2793, as follows:

Resolved, That the Chief Administrative Officer be and he is hereby requested to direct the Department of Public Works to furnish this Board of Supervisors at the earliest possible date with an up-to-date, detailed report indicating the extent to which the Market Street Railway Company has failed to discharge the street paving and repair obligations imposed upon it under the terms of the operating permit granted said Company by the City and County of San Francisco, said report to include locations, nature, extent, and approximate cost necessary to correct such delinquencies.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendations of Police Committee were taken up:

Present: Supervisors Gallagher, Green, Uhl.

Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.

(Series of 1939)

Resolution No. 2794, as follows:

Resolved, That, pursuant to Article 3, Section 32 of Bill 863, Ordinance 890 (Series of 1939), "Traffic Code," the following parking limitations be adopted:

Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.

Between the hours of 7 o'clock a. m. and 6 o'clock p. m. of any day, excepting Sundays and legal holidays, and excepting duly licensed public passenger vehicles at duly authorized and licensed locations, it shall be unlawful for the operator of a vehicle to stop said vehicle for a period of time longer than is necessary for the actual loading or unloading and delivery of passengers or materials in any of the following places:

- Alameda Street between Bryant and Florida Streets.
- Annie Street.
- Anthony Street.
- Austin Street.
- Campton Place.
- Cedar Street.
- Clementina Street.
- Cortland Avenue on the north side between Mission and Folsom Streets.
- Ecker Street.
- Eddy Street, north side, Powell Street to Mason Street.
- Elm Street.
- Fern Street.
- Florida Street for a distance of 275 feet south of Alameda Street property line.
- Geary Street, Market Street to Taylor Street.
- Hemlock Street.
- Holland Court.
- Irving Street, between Twenty-first and Twenty-third Avenues.
- Kearny Street, Market Street to Columbus Avenue.
- King Street, between Second and Third Streets.
- Linden Street.
- Maiden Lane.
- Market Street, north side, Battery to Sansome Street.**
- Market Street, north side, Montgomery to Kearny Street.**
- Merchant Street, between Battery and Sansome Streets.
- Minna Street, south side, between First and Ninth Streets.
- Mint Street on the east, south and north sides.
- Mission Street, both sides, Second to Third Streets.**
- Monroe Street.
- Montgomery Street, between Market and California Streets.
- Myrtle Street.
- Natoma Street, north side, between First and Ninth Streets.
- New Montgomery Street, east side, Market to Mission Street.**
- Olive Street.
- Pacific Avenue on the north side between Columbus Avenue and Van Ness Avenue.
- Pine Street, north side, Hyde Street to Jones Street.
- Plum Street, south side, between Mission Street and South Van Ness Avenue.
- Post Street, Market to Taylor Street.
- Powell Street, Market Street to Bush Street.
- Redwood Street.
- Stockton Street, excepting that portion over the tunnel, Market Street to Columbus Avenue.
- Sutter Street, Market Street to Taylor Street.
- Tehama Street.

Third Street, Market Street to Howard Street.
Willow Street.

Signs shall be erected and maintained to give notice of the provisions of this section.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Re-reference to Committee.

Fixing Maximum Permissible Capacity of Tank Trucks for Transportation of Inflammable Liquids.

(Series of 1939)

Bill No. 1834, Ordinance No., as follows:

Amending Section 402 of Chapter IV of Article 12 of Part II of the San Francisco Municipal Code, "Fire Code," *by increasing the maximum permissible capacity of tank trucks for the transportation of inflammable liquids from 3,000 gallons to 5,500 gallons.*

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 402 of Chapter IV, of Article 12, of Part II of the San Francisco Municipal Code, "Fire Code," the title of which is recited above, is hereby amended to read as follows:

Sec. 402. *Construction of Tank Trucks.* The aggregate capacity of the tank or tanks on any single vehicle shall not exceed *five thousand five hundred (5,500) gallons*, and if the capacity of any tank shall exceed six hundred (600) gallons it shall be subdivided into two (2) or more compartments, no one of which shall exceed in capacity six hundred (600) gallons. A tolerance of ten per cent (10%) is permitted for individual compartments or tanks, but in no case shall the aggregate capacity of the combined compartments or tanks, including tolerance, exceed *five thousand five hundred (5,500) gallons*.

(b) *Material.* Tanks shall be constructed throughout of open hearth or blue annealed steel, of a thickness not less than number ten (10) United States Standard Gauge, or other approved material, and all joints shall be put together in an approved manner. Heads shall be bilged, or as an alternative shall be two (2) gauges heavier.

(c) *Bulkheads.* Where liquids of different classes are carried, double bulkheads shall be provided between tank compartments and provision shall be made for draining and ventilating the space between bulkheads.

(d) *Liquid Expansion.* Each tank compartment shall be equipped with a dome equal in size to three-fourths ($\frac{3}{4}$) of one (1%) per cent of the capacity of tank compartment to which it is connected, or an outage marker set at three-fourths ($\frac{3}{4}$) of one (1%) per cent. The dome shall not be filled with liquid and tank compartment shall not be filled beyond outage marker.

(e) *Vents.* Each tank compartment shall be provided with an approved vacuum and pressure operating vent with a diameter of at least three-fourths ($\frac{3}{4}$) of an inch, and in addition thereto a vent opening with an area of at least two (2) square inches shall be provided, which normally shall be kept closed by an approved device that will open and relieve such internal pressure as may be created by exposure to fires.

(f) *Mounting.* Only metal or hardwood shall be used for tank sills and bolsters. The entire tank structure shall be substantially anchored to the frame of the truck chassis.

(g) *Test.* Each compartment of the completed tank shall be tested

and proved tight at five (5) pounds per square inch minimum pressure.

(h) *Fuel Tank.* The fuel tank shall not be placed over or adjacent to the engine. It shall be constructed and mounted in such a manner as to present no unusual hazards.

(i) *Bumper.* Every tank truck shall be provided with a properly attached rear steel bumper, or the chassis frame shall be so extended as to afford protection against collision.

(j) *Exhaust System.* The exhaust system, including muffler and exhaust line, shall have ample clearance from the fuel system and combustible materials, and shall not be exposed to accumulations of grease, oil or gasoline. The exhaust line shall terminate in an approved location remote from the draw-off valves.

(k) *Lighting and Wiring.* Tank trucks shall not be equipped with artificial light of any kind other than electricity, and all lighting and low-tension wires shall be in conduit, loom or armored cable. Suitable fuses or other automatic overload protective devices shall be installed in all lighting and low-tension circuits except the ignition and starting motor circuits. All electric lights shall be substantially protected. All wiring shall be supported and protected from mechanical injury, chafing and exposure to or contact with oil, grease or gasoline, and shall be so located as to avoid damage to insulation from heat.

(l) *Drag Chains and Bonding.* Tank trucks shall be equipped with at least one (1) drag chain or other approved device, long enough to reach the ground in order to drain off such static electrical charges as may be generated. Spare parts shall be carried on the tank truck, and repairs to the chain or device shall be made immediately when not in proper working order. Tank, chassis, axles and springs shall be electrically bonded to take care of static electrical charges.

(m) *Draw-Off Valves.* Withdrawal of flammable liquid from tank trucks shall be by gravity through approved draw-off valves having discharge end threaded or otherwise so designed as to permit of tight connection with hose, and installed in an approved location on the tank truck.

(n) *Internal Valves.* Each tank compartment shall be equipped with an approved internal valve located inside the shell of the tank in the compartment outlet at the bottom of the tank, and except during delivery operations such valve shall be automatically kept closed. Internal valves shall be operated by an approved method, and the controlling device shall be installed close to the draw-off valves. The operating mechanism shall be so designed and constructed as to insure automatic closing of the internal valves in the event of fire.

(o) *Emergency Control.* The operating mechanism for such internal valves shall be provided with an approved emergency control remote from the draw-off valves for use in the event of accidents or fire during delivery operation.

(p) *Internal Valve Protection.* Any pipe work leading from the internal valve shall be so designed as to insure its failure, in the event of accident, without injury to the internal valves.

Discussion.

A Mr. Gilmore, representing Truck Owners' Association of California, on being granted the privilege of the floor, expressed opposition to the legislation as presented, stating that if the legislation should be enacted, because of the low maximum capacity of tank trucks permitted, his association would not and could not operate.

Thereupon, Supervisor Uhl suggested an amendment to permit trucking companies to bring in to the storage tanks, gasoline in tank trucks of 7600 gallons capacity.

Supervisor Gallagher announced that in presenting the proposed leg-

isolation the committee was guided by the specifications outlined in letter from Mr. Joseph Eastman. He was not opposed to Supervisor Uhl's proposed amendment, but he believed the Board should have more information, and so would move that the matter be re-referred to committee.

No objection and so ordered.

Consideration Postponed.

Providing that the Chief of Police Shall Regulate Liquidation Sales of Merchandise and Establishing Permit Procedure and Fees Therefor.

(Series of 1939)

Bill No. 1835, Ordinance No., as follows:

Amending Chapter VIII (Police Code), Part II, of the San Francisco Municipal Code, by adding thereto Article 18, providing that the Chief of Police shall regulate the sale of or any offer to sell to the public or any group thereof, goods, wares or merchandise on order, in transit or in stock in connection with a declared purpose as set forth by advertising that such sale is anticipatory of, or to avoid the termination, liquidation, revision, windup, discontinuance, removal, conclusion, dissolution or abandonment of the business or that portion of the business conducted at any location, providing a Table of Contents, definitions, permit procedure and fees; conditions of permit; providing for revocation of permit, rules and regulations, advertising, exemptions; providing that permit be required notwithstanding any other Code provisions; providing a penalty for violation of this Article; and providing a saving clause.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Chapter VIII (Police Code), Part II, of the San Francisco Municipal Code, is hereby amended by adding thereto Article 18, to read as follows:

ARTICLE 18

REGULATING THE ADVERTISING AND PUBLIC SALE OF MERCHANDISE.

Sec. 1300. Definitions.

- (1) Sale.
- (2) Advertise, Advertisement, etc.
- (3) Permit.
- (4) Permittee.
- (5) Inspector.
- (6) Person.

Sec. 1301. Sales; Regulation of.

Sec. 1302. Permit Required.

Sec. 1303. Application for Permit.

Sec. 1304. Filing Fee.

Sec. 1305. Investigation of Application; Grounds for Denial.

Sec. 1306. Granting Permit; Conditions Thereof.

Sec. 1307. Revocation of Permit.

Sec. 1308. Renewal of Permit.

Sec. 1309. Appeal.

Sec. 1310. Violations.

Sec. 1311. Advertising.

Sec. 1312. Exemptions.

Sec. 1313. Permit Required Notwithstanding Any Other Code Provisions.

Sec. 1314. Saving Clause.

Sec. 1300. *Definitions.* For the purpose of this Article only, the following words and terms shall be deemed to mean and be construed as follows:

(1) "Sale." Any sale of or any offer to sell to the public or any group thereof, goods, wares or merchandise on order, in transit or in stock in connection with a declared purpose as set forth by advertising that such sale is anticipatory of, or to avoid the termination, liquidation, revision, windup, discontinuance, removal, conclusion, dissolution or abandonment of the business or that portion of the business conducted at any location; and

All sales advertised in any manner calculated to convey to the public the information or belief that upon the disposal of the goods to be placed on sale the business, or that portion thereof being conducted at any location, will cease, be removed, discontinued or changed; and

All sales advertised to be "Adjuster's sale," "Adjustment sale," "Assignee's sale," "Bankrupt sale," "Benefit of Administrator's sale," "Benefit of creditors sale," "Benefit of trustees sale," "Building coming down sale," "Closing out sale," "Creditors Committee sale," "Creditors sale," "Damaged goods sale," "End sale," "Executor's sale," "Final days sale," "Fire sale," "Forced out sale," "Forced out of business sale," "Insolvent sale," "Insurance salvage sale," "Liquidation sale," "Loss of lease sale," "Mortgage sale," "Outselling sale," "Receiver's sale," "Removal sale," "Reorganization sale," "Salvage sale," "Selling out sale," "Smoke sale," "Smoke damaged sale," "Smoke and water sale," "Trustee's sale," "Quitting business sale," "Wholesale closing out sale," "We quit sale," "We give up sale," "Fixtures for sale," or advertising by any other expression or characterization closely similar to any of the foregoing and calculated to convey substantially the same meaning; and

All sales advertised in a manner calculated to indicate that the goods, wares or merchandise to be sold or any part thereof have been involved in any business failure or have been derived from any business which has failed, been closed, discontinued or liquidated; and

All sales accompanied by notices or advertising indicating that the premises are available for purchase or lease or are otherwise to be vacated; and

All sales accompanied by advertising indicating a business emergency or failure affecting the seller or any previous holder of the goods to be disposed of.

(2) "Advertise," "Advertisement," "Advertising," "Publish," "Publication," shall mean any and all means, whether oral, written, lettered or printed, used for conveying to the public notice of the conduct of a sale as defined herein, or notice of intention to conduct such sale, including but not limited to, oral or written announcement by proclamation or outcry, newspaper advertisement, hand bill, written or printed notice, printed display, billboard display, poster and radio announcement.

(3) "Permit" shall mean a permit issued pursuant to this Article.

(4) "Permittee" shall mean any person, firm, partnership, association or corporation to whom a permit has been issued pursuant to this Article.

(5) "Inspector" shall mean a member of the Police Department designated by the Chief of Police.

(6) "Person" shall mean and include any person or persons, firm, partnership, society, joint stock company, association, corporation, estate, receiver, trustee or any other person acting in a fiduciary capacity, unless the context hereof otherwise requires.

Sec. 1301. *Sales; Regulation of.* The Chief of Police is authorized to supervise and regulate sales as defined in Section 1300 of this Article.

Sec. 1302. *Permit Required.* It shall be unlawful for any person to conduct any sale of the type herein defined without first obtaining a

permit therefor from the Chief of Police in the manner as in this Article provided.

Sec. 1303. *Application for Permit.* Any person desiring to conduct any sale as herein defined shall make written application to the Chief of Police, signed and verified by the applicant before a person authorized to administer oaths and each such application shall set forth and contain the following information:

(1) The true name of the applicant, together with his business and residence addresses. In the case of an application made by a firm, partnership, association or corporation, the application shall state the names and addresses of the partners or the officers thereof.

(2) The true name of the owner of the goods, wares or merchandise to be the object of the sale and the name of the person conducting the sale, if such person is other than the said true owner, together with his business and residence addresses.

(3) A description by street location, address and type of building of the location at which such sale is to be held.

(4) The nature of the occupancy of the location in question, whether by ownership, lease or sublease, and if by lease or sublease the effective date of the termination of such tenancy and the name and business address of the lessor or sublessor.

(5) A full and complete statement of the facts in regard to the insurance, bankruptcy, liquidation, mortgaging, insolvency, assignment, administration, receivership, trusteeship or removal or other cause by reason of which such sale is to be conducted, or in regard to the closing out of the stock of goods, wares or merchandise or any particular line or part thereof, with a full and complete statement as to the reason for such closing out or in regard to the injury caused to such goods, wares or merchandise by fire, smoke, water or otherwise, and any and all pertinent facts in regard to the sale which applicant proposes to conduct and the place and manner of conducting the same. If applicant proposes to conduct a removal sale, the date and place to which the goods, wares or merchandise are to be removed, and the name and address of the owner of such premises to which the goods, wares or merchandise are to be removed shall be fully set forth.

(6) A complete and detailed inventory of the goods, wares or merchandise to be sold at such sale and a statement of the names of the persons from whom the goods, wares or merchandise so to be sold were obtained, the date of the delivery of such goods, wares or merchandise to the applicant, and the place from which said goods, wares or merchandise were last taken, and all details necessary to fully identify the goods, wares or merchandise so to be sold. All goods, wares or merchandise included in said inventory shall have been purchased by the applicant for resale on bona fide orders without cancellation privileges and shall not comprise goods, wares or merchandise purchased on consignment.

(7) An agreement by applicant that a copy of all advertisements proposed to be used by applicant in connection with such sale will be filed with the Chief of Police prior to its use in the conduct of such sale.

Sec. 1304. *Filing Fee.* Each application so filed as aforesaid shall be accompanied by a filing fee in the amount of twenty-five dollars (\$25.00), no part of which shall be refundable; provided, however, that any applicant who shall have been conducting the same business in the same location where the sale is to be held for a continuous period of at least three (3) years prior to the date of filing of said application shall be exempt from the payment of the filing fee herein provided.

Sec. 1305. *Investigation of Application; Grounds for Denial.* Upon the filing of the application the Chief of Police shall make or cause to be made an examination, audit or investigation of the applicant and

his affairs and all the facts contained in said application in relation to the proposed sale.

The said application shall be denied by the Chief of Police if any one or more of the following facts or circumstances are found by him to exist:

(1) That the inventory contains goods, wares or merchandise not purchased by the applicant for resale on bona fide orders without cancellation privilege.

(2) That the inventory contains goods, wares or merchandise purchased by the applicant on consignment.

(3) That the applicant, either directly or indirectly, and within one (1) year prior to the date of the filing of the application, has conducted a sale in which he advertised that the entire business conducted at the particular location was to be removed, closed out or terminated.

(4) That the applicant was granted a prior permit hereunder within one (1) year preceding the date of the filing of the application where such prior permit was based upon an application setting forth that the entire business conducted at a particular location was to be removed, closed out or terminated.

(5) That the applicant has theretofore been convicted of a violation of the herein section.

(6) That the goods, wares or merchandise as described in the inventory was transferred or assigned to the applicant prior to the date of the filing of the application and that said transfer or assignment was not made for a valuable and adequate consideration.

(7) That the inventory contains goods, wares or merchandise purchased by the applicant or added to his stock in contemplation of such sale and for the purpose of selling the same at such sale. For this purpose any unusual purchase or additions to the stock of such goods, wares or merchandise made within sixty (60) days prior to the date of the filing of such application shall be presumptive evidence that such purchase or additions were made in contemplation of such sale and for the purpose of selling the same at such sale; provided, however, that this subsection shall not apply to an applicant regularly engaged in business at the location described who does not contemplate the closing out of his entire business at said location but proposes to sell such goods, wares or merchandise in the regular course of his business, advertising the source of such goods, wares or merchandise and keeping the same separate and apart from other goods, wares or merchandise in said location.

Sec. 1306. Granting Permit; Conditions Thereof. Upon a determination by the Chief of Police that all of the statements in the application are true and that the said proposed sale is of the character as represented therein, and that the advertising or conduct of such sale will not be injurious to the peace, health, safety and welfare of the people of the City and County of San Francisco, and that the said application is in full compliance with the terms and conditions of the herein section, the Chief of Police shall issue a revocable numbered permit to the applicant, authorizing him to advertise and conduct the sale as described in said application, which said permit shall be issued on the following terms and conditions:

(1) Such permit shall authorize the one type of sale as named and described in the application therefor, at the place named therein, and by the particular permittee, for a period of not more than sixty (60) calendar days following the issuance of the said permit.

(2) The said sale authorized by the permit shall be limited to the sale of the goods, wares or merchandise described in the inventory attached to the application.

(3) All of such goods, wares or merchandise as described in said inventory shall, for the duration of the said sale, be definitely sepa-

rated and distinguishable from any other goods, wares or merchandise displayed at or within the store or place of business, and all advertising in connection with such sale shall be strictly in accordance with the purpose of such sale and shall be the same as the copy of such advertisements filed with the Chief of Police under the agreement provided in the application.

(4) Upon the commencement of said sale and for its duration, the permit issued hereunder shall be prominently displayed in the store premises and a duplicate original of the application and stock list, pursuant to which such permit was issued, shall at all times be available to the Chief of Police or to his inspectors in the store premises and the permittee shall allow the Chief of Police or his inspectors to examine all goods, wares or merchandise in the premises at any time during such sale for comparison with such stock list.

(5) Suitable books and records shall be kept by the permittee in the store premises for the duration of the said sale. At the end of each thirty (30) day period after the date of the issuance of the permit the permittee shall revise his inventory to show the items then remaining unsold or shall cause a new inventory to be taken of such remaining goods. All such books, records and inventories shall be available to the Chief of Police or his inspectors for their inspection at all reasonable times during business hours.

A violation of any of the conditions of such permit as above set forth shall be unlawful and shall render such permit void, and each sale of goods, wares or merchandise as were not inventoried or described in said original application shall constitute a separate offense under this section.

The Chief of Police is empowered to make such further rules and regulations for the conduct and advertisement of such sale as he may deem necessary for the proper and efficient enforcement of the herein Article.

Sec. 1307. Revocation of Permit. Upon written complaint being filed with the Chief of Police, or upon his own initiative, the said Chief of Police shall revoke any permit granted in accordance with this Article whenever, upon investigation being made, he shall determine that any sale is being conducted in violation of the provisions of this Article, or in violation of the rules or regulations made hereunder, or if

(1) The permittee has made any material misstatement in his application for such permit;

(2) The permittee has been guilty of any fraudulent practice or practices in the conduct of the sale authorized by such permit;

(3) The permittee has failed to include in the inventory required by the provisions of this Article the goods, wares or merchandise required to be contained in such inventory;

(4) The permittee has added, caused to be added or permitted to be added any goods, wares or merchandise not described in the original inventory;

(5) The permittee has violated any of the laws of the State of California or of the City and County of San Francisco pertaining to advertising.

Sec. 1308. Renewal of Permit. The Chief of Police may, upon a verified application therefor, renew a permit issued hereunder for a further period of not to exceed sixty (60) calendar days upon the payment of a renewal fee in the amount of twenty-five dollars (\$25.00), no part of which is refundable. Such verified application for renewal shall set forth a complete list of the goods, wares or merchandise listed in the inventory attached to the original application and remaining unsold, and shall not contain any goods, wares or merchandise not included in such original application. Upon receipt of such application for renewal, the Chief of Police shall cause an investigation to be made and if satisfied of the truth of the statements contained in such

application for renewal, the Chief of Police shall grant such renewal permit for the said additional period of not to exceed sixty (60) calendar days, upon like terms and conditions.

Any person holding a permit hereunder who shall have been conducting the same business in the same location where the sale is being conducted for a continuous period of at least three (3) years prior to the date of the commencement of such sale shall be exempted from the payment of such renewal fee as herein provided.

Sec. 1309. *Appeal.* If the Chief of Police shall deny an application for a permit hereunder, or an application for renewal, or shall revoke a permit already issued, the applicant may appeal to the Board of Permit Appeals of the City and County of San Francisco.

Sec. 1310. *Violations.* Any person violating or failing to comply with any of the provisions of this Article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars (\$500.00) or by imprisonment in the county jail for a period of not more than ninety (90) days, or by both such fine and imprisonment.

Sec. 1311. *Advertising.* It shall be unlawful to indicate in any advertising, either directly or indirectly, that such sale is held with the approval of the Chief of Police. Such advertising shall contain a statement in the following words and no others: "Sale held pursuant to Permit No. — of the Police Department granted on the — day of —," and in such blank spaces the permit number and the requisite dates shall be indicated.

Sec. 1312. *Exemptions.* The provisions in the herein Article shall not apply to or affect the following persons:

(1) Persons acting pursuant to an order or process of a court of competent jurisdiction;

(2) Persons acting in accordance with their powers and duties as public officers, such as sheriffs and marshals;

(3) Duly licensed auctioneers selling at auction;

(4) Any publisher of a newspaper, magazine or other publication who publishes any such advertisement in good faith without knowledge of its false, deceptive or misleading character or without knowledge that the provisions of this Article have not been complied with.

(5) Owners and operators of radio broadcasting stations who broadcast any such advertisement in good faith without knowledge of its false, deceptive or misleading character or without knowledge that the provisions of this Article have not been complied with.

Sec. 1313. *Permit Required Notwithstanding Any Other Code Provisions.* The issuance of a permit under the provisions of this Article shall not exempt the permittee, notwithstanding any section of the San Francisco Municipal Code or any section of any ordinance of the City and County of San Francisco making any section or sections thereof inapplicable, from the provisions of the San Francisco Municipal Code or any ordinance or ordinances of the City and County of San Francisco requiring a permit or license or the payment of a fee or license tax.

Sec. 1314. *Saving Clause.* If any section, subsection, sentence, clause, phrase or word contained in this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase and word thereof irrespective of the fact that any one or more other sections, subsections, sentences, clauses, phrases or words be declared unconstitutional or invalid.

On motion by Supervisor Green, *consideration of the foregoing bill was postponed until Monday, August 10, 1942.*

Final Passage.

The following, from Police Committee, without recommendation, was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Ordinance Providing for Fire Watchers and Fire Fighting Equipment in Buildings in the City and County of San Francisco. An Emergency Ordinance.

(Series of 1939)

Bill No. 1836, Ordinance No., as follows:

Ordinance providing for fire watchers and fire fighting equipment in buildings in the City and County of San Francisco. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During such time as a state of war shall exist between the United States and any foreign power, and in addition to the requirements of any law of the State of California, or the City and County of San Francisco, for the prevention, detection, extinction and control of fire in the City and County of San Francisco:

(A) The owner, lessee and tenant of every wharf, pier, pier shed or other waterfront structure; of every hotel, private club, institution, public building, industrial plant, factory, warehouse, or other industrial or commercial building, and of every apartment house containing more than four apartments, shall keep and maintain at or about such premises and in such location as the Civilian Defense Council of the City and County of San Francisco, by rules or regulation shall direct, at least the following equipment, materials and facilities for the fighting and extinguishment of any fire which might occur as a result of sabotage, or of enemy action or attack:

(1) EQUIPMENT

(a) *Pumps*—One pump of the type commonly known as a Stirrup Pump, or of such other kind or type as approved by the Civilian Defense Council of the City and County of San Francisco, on the roof of such premises, and one additional pump for each 8,000 square feet, or part thereof, of roof area in excess of 8,000 square feet. Where the roof of such premises is so constructed that a pump cannot be made readily accessible thereon, the pump or pumps required shall be kept on the floor immediately below the roof, or at such other location as said Civilian Defense Council shall designate by rule or regulation.

(b) *Water*—At the place where each pump is so located two pails or buckets filled with water and of at least twelve (12) quarts capacity.

Barrels—One barrel or other container of not less than thirty (30) gallons capacity, filled with water, on each roof of such premises, and one additional such barrel or container for each 8,000 square feet, or part thereof, of roof area in excess of 8,000 square feet.

(c) *Sand*—Two covered and waterproofed pails or buckets fitted with a handle and of at least twelve (12) quarts capacity, filled with dry sand or other such substitute materials approved by said Civilian Defense Council, on each roof, and one additional such pail on such roof for each 8,000 square feet, or part thereof, of roof area in excess of 8,000 square feet.

(d) *Tools*—At the place where each such container of dry

sand is so located one long-handled square end shovel and one long-handled hoe.

(e) *Lights*—Two flashlights under the direct control of the personnel as hereinafter provided.

(f) Such other additional equipment as the Board of Supervisors, upon the recommendation of said Civilian Defense Council, may, by resolution, direct in order to carry out the purposes and intent of this ordinance.

(B)

(a) A committee is hereby created to consist of three (3) persons, which committee shall be known as the "survey committee." One member of said committee shall be selected by the Civilian Defense Council of the City and County of San Francisco, another member of said committee shall be the Chief Engineer of the San Francisco Fire Department, and the third member of said committee shall be the Chief of the Division of Fire Prevention and Investigation of San Francisco.

(b) It shall be the duty of said "survey committee" to investigate fire conditions and fire hazards in each of the blocks within the City and County of San Francisco, as said blocks are indicated and delineated on the Assessor's Map of the City and County of San Francisco, in the following order, viz:

(1) Blocks located in the industrial and commercial districts of said City and County, and

(2) Blocks of said City and County in which are located buildings used for industrial and commercial purposes and, also, buildings used for other purposes, including dwellings, and to make to said Civilian Defense Council such recommendations as said "survey committee" determines shall be necessary as personnel to be known as "fire watchers," to adequately carry out the purposes and intent of this ordinance; provided, however, that no recommendation of said "survey committee" shall call for any personnel, in excess of one (1) "fire watcher" for each 8,000 square feet, or part thereof, of roof area on such premises. The recommendation of two or more of said "survey committee" shall constitute the recommendation of said committee. Upon receiving said recommendation as to any of said blocks, said Civilian Defense Council shall by resolution headed in its minutes fix the number of said personnel required in such block for said purposes, as shall be fixed in such recommendation. Notice of said action so taken by said Civilian Defense Council shall be posted for at least five (5) days in a conspicuous place upon each of the buildings located in such block.

(c) During any period of air raid alarm occurring more than ten (10) days after said Civilian Defense Council shall have fixed the number of "fire watchers" required in any block, and more than ten (10) days after said notice of said action was taken by said Civilian Defense Council shall have been posted, as hereinabove provided, it shall be and is hereby made the duty of the owners, lessees and tenants of all of the buildings and improvements in any such block within the City and County of San Francisco, containing any wharf, pier, pier shed, waterfront structure, hotel, private club, institution, public building, industrial plant, factory warehouse, or other industrial, commercial or office building, or an apartment house containing more than four (4) apartments, to provide and maintain not less than the number of "fire watchers" so fixed by said Civilian Defense Council for such block,

or in lieu thereof, it shall be and is hereby made the duty of the owner, lessee and tenant of each building located in such block, to provide and maintain upon such building at least one (1) "fire watcher" for each 8,000 square feet, or part thereof, of roof area on such building, all of which "fire watchers" shall be instructed in the location and use of such fire fighting equipment.

(d) Wherever the roof upon any of the buildings hereinabove referred to is so constructed as to be dangerous or impossible to occupy, said "fire watcher" or "fire watchers" shall be stationed on the floor immediately below such roof.

(e) Where there are not a sufficient number of "fire watchers" residing within any particular district or area to furnish the necessary fire watching service, as provided for in this ordinance, the Civilian Defense Council shall make every effort to obtain additional volunteer "fire watchers" from other districts or areas to properly care for the needs of said first mentioned district, provided, however, that "fire watchers" shall not be transferred to any district when the services of said "fire watchers" are necessary in their own district, and provided further that the failure of said Civilian Defense Council to furnish additional or any "fire watchers" shall not relieve the owner, lessee or tenant of said premises from complying with the provisions of this ordinance.

(f) Said Civilian Defense Council is hereby authorized from time to time to direct that a further additional survey be made by said "survey committee" of any block in San Francisco, and upon receiving such new or additional recommendation from said "survey committee" said Civilian Defense Council shall have the right and it is hereby authorized to fix by resolution, entered in its minutes, the number of said personnel required in such block for such purposes, as designated in such recommendation, and upon giving said notice as hereinabove provided in subparagraph (b) of paragraph (A) of Section 1 of this ordinance, the number of said "fire watchers" so fixed by said Civilian Defense Council, based upon said new or additional survey, shall be substituted for the number of "fire watchers" previously so fixed, and it shall be the duty of said owners, lessees and tenants of the buildings located in such block, during any period of air raid alarm thereafter occurring, to provide at least the number of such "fire watchers" as shall be so fixed by said Civilian Defense Council.

(C) The owner, lessee and occupant of every building used for dwelling purposes, and not included in Subdivision (A) above, shall procure for the use of the occupant or occupants thereof, and shall have at all times in such building and readily available at least the following equipment and materials for the fighting and extinguishment of any fire occurring as the result of sabotage or enemy action or attack:

(a) Two pails, buckets or other suitable containers of at least twelve quarts capacity, filled with dry sand, or such other substitute material approved by said Civilian Defense Council;

(b) One long-handled shovel and one long-handled hoe or rake;

(c) One axe or hatchet and one stepladder, the top rung of which reaches within three feet of the ceiling of said premises;

Provided further that where such building contains more than one apartment or flat, each such apartment or flat shall contain the equipment as provided in (a), (b) and (c) as immediately above set forth; excepting that where such building is of more than one floor, such ladder need only be provided in each flat or apartment occupying the top floor.

(d) Such owner shall also provide means of access to the roof of such building, either by an interior stairway and scuttle, exterior fire escape, or a portable ladder of sufficient length.

Section 2. Whenever, due to priorities or the exigencies of the present war, it is impossible or difficult to obtain any of the materials or equipment provided for in this ordinance, said Civilian Defense Council may, by general rule or regulation, permit the use of substitute material or equipment in order to carry out the intent of this ordinance.

Section 3. Said Civilian Defense Council is hereby authorized, directed and empowered to prepare and promulgate such rules and regulations and revisions, and amendments thereof, as may in its discretion be necessary to carry out the purposes and intent of this ordinance, provided, however, that nothing herein contained shall authorize the said Civilian Defense Council to amend this ordinance, or any of its provisions.

Section 4. Any person violating the provisions of this ordinance or the provisions of any rule or regulation promulgated by said Civilian Defense Council, pursuant to the powers vested in it by this ordinance, shall be guilty of a misdemeanor and upon conviction for such violation shall be punished as follows: For the first offense, by a fine not to exceed fifty dollars (\$50.00) or by imprisonment in the county jail for a term not to exceed thirty (30) days or by both such fine and imprisonment; for the second and every offense thereafter, by a fine not to exceed five hundred dollars (\$500.00) or by imprisonment in the county jail for a term not to exceed six (6) months or by both such fine and imprisonment.

Section 5. This ordinance is passed as an emergency measure and the Board does, by the vote by which this ordinance is passed, declare that an emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of this emergency being as follows:

That a state of war now exists between the United States of America and several foreign powers; that during the existence of such war between the United States and any of said foreign powers the probability exists of an immediate air attack upon the western coast of the United States of America, including the City and County of San Francisco; that the official records of the enemy bombing attacks on London, Honolulu and other cities reveal that following an air raid great and extensive damage was occasioned by the lack of "fire watchers" and fire fighting equipment on and in the buildings in said cities; that due to the type of construction of a major portion of the buildings in the City and County of San Francisco, and due to the comparatively small area occupied by said city and county, and the resultant congestion, it is imperative, in order to properly protect the said City and County of San Francisco during such an air raid, that the provisions of this ordinance become effective at once.

Section 6. If any provision of this ordinance, or the application thereof to any person or citizen, is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 7. Any rule or regulation promulgated by said Civilian Defense Council, under the authority given by this ordinance, excepting as hereinabove otherwise provided, shall become effective upon the publication of said rule or regulation for five (5) days in an official newspaper in the City and County of San Francisco.

Privilege of the Floor.

Mr. John McKown, Assistant Director of Civilian Defense, on being granted the privilege of the floor, announced that the foregoing bill, as printed, was satisfactory to all groups concerned. The bill, as presented by the Committee had had the word "volunteer" immediately preceding the words "fire watchers." That word "volunteer" was, with recommendation of the Committee and by consent of the Board, deleted wherever it appeared, with one exception.

Mr. Raymond Smith, representing the Real Estate Association, announced that the legislation, as printed above, with the word "volunteer" deleted, was satisfactory to his association.

Final Passage.

Thereupon, the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Consideration Continued.

CONSIDERATION OF MAYOR'S VETO.

Resolution Directing Clerk to Urge Governor and Local Ranking Official of California State Guard to Supply Immediately the Guards Necessary to Patrol the Hetch Hetchy Water Supply and Transmission Facilities.

July 14, 1942.

Honorable Board of Supervisors,
City Hall,
San Francisco, California.

Gentlemen:

I have before me your Resolution No. 2757 dealing with the guarding of the properties used in connection with the Hetch Hetchy water supply. The resolution sets forth the necessity of guarding the properties of the Hetch Hetchy projects and the San Francisco water distribution system by the use of the State Guard and directs the Clerk of your Board to contact Governor Olson to the end that the State Guard may be assigned to guard certain portions of these properties. I herewith return you the resolution with my veto and disapproval endorsed thereon for the following reasons:

1. The matter of requesting the Governor to authorize the guarding of these properties has been given my consideration as far back as January 15, 1942, when I addressed a telegram to His Excellency, the Governor, directing his attention to the necessity of properly guarding the properties under the jurisdiction of the Public Utilities Commission and used for the supplying of water to San Francisco and adjacent communities. In this telegram I emphasized the importance of these properties in supplying water, not only to San Francisco, but to the different army posts about the bay and to the cities adjacent to us on the south and advised him that in the opinion of the Manager of Utilities over two hundred guards would be necessary to properly guard the properties.

Subsequent to that telegram, the Manager of Utilities and the Manager of the San Francisco Water Department had many conferences with General Donovan, the Adjutant General of the State of California, which resulted in a certain number of guards being assigned to guard the water properties belonging to the city. A complete guard was assigned to the San Mateo lakes and the Hetch Hetchy project on the basis that the city would supply the necessary camps, the necessary automobiles for transportation and allow to the guard the sum of fifty

cents per day for each man, the same to be applied toward his maintenance.

The Adjutant General was able to supply a sufficient number of guards to take care of the San Mateo lakes and the Hetch Hetchy project, but the Public Utilities Commission had to rely upon civilian guards to care for certain properties in Alameda and Santa Clara Counties.

Recently the officers of the guard contacted the Manager of Utilities and stated that the arrangement theretofore entered into was not satisfactory and if the guard was to be utilized in the future \$1.00 per day, plus an allowance for transportation, would have to be allowed for sustenance. The matter of the adjustment of this controversy is now in the hands of the Manager of Utilities and the Adjutant General of the National Guard and it is hoped it will be worked out to the satisfaction of all parties and the guard will be able to continue with the guarding of the city's properties.

At the present time there are some twenty-one civilian guards engaged in guarding the properties in Alameda County. Some of these are assigned to the Calaveras Reservoir and some to the guarding of the bay crossing. The civilian guard is supplemented by a small detail from the California State Guard at the bay crossing and the Manager of Utilities is now negotiating to obtain a complete guard for, not only the bay crossing, but for all the Alameda County properties. As I have said, at the present time twenty-one civilian guards are being utilized in Alameda County. The State Guard, however, is of the opinion that seventy guards are necessary to properly guard these properties and it doubts very much if these guards are available.

I have given you this brief outline of the situation to the end that you may be assured that the matter of guarding San Francisco's water properties has not been overlooked or neglected by the administrative branch of the government. If the Board of Supervisors should take any action at this time, dealing with this particular subject, I am quite sure it would only interfere with the efforts of the Manager of Utilities to obtain the services of the State Guard.

2. I further direct your attention to Section 22 of the Charter, the pertinent portion of which reads as follows:

"Neither the board of supervisors, nor its committees, nor any of its members shall dictate, suggest or interfere with appointments, promotions, compensations, disciplinary actions, contracts, requisitions for purchases or other administrative recommendations or actions of the chief administrative officer, or of department heads under the chief administrative officer, or under the respective boards and commissions."

It appears to me that the action suggested by your resolution is a direct violation of this section of the Charter.

Therefore, as I have said, your resolution is returned to you with my veto and disapproval endorsed thereon.

Respectfully yours,

ANGELO J. ROSSI, Mayor.

P. S.—The enclosed correspondence which bears on the subject of this letter may be of interest to you.

ANGELO J. ROSSI, Mayor.

Directing Clerk to Urge Governor and Local Ranking Official of California State Guard to Supply Immediately the Guards Necessary to Patrol the Hetch Hetchy Water Supply and Transmission Facilities.

(Series of 1939)

Resolution No. 2757, as follows:

Whereas, the Hetch Hetchy Water Supply, together with the facilities necessary to convey it to San Francisco and other consumers, including industries engaged in production of materials necessary for the conduct of the war, is of vital importance and constitutes an important adjunct to the war effort and to the health and welfare of the people engaged in that endeavor; and

Whereas, the truth of this is acknowledged by the fact that most of the supply and distribution facilities of the Hetch Hetchy System are presently being guarded, against sabotage, by the California State Guard; and

Whereas, no provision has been made for the protection of certain strategic facilities, the location of which is already known by, or will be supplied to the proper authorities, to properly guard and protect which will require sixteen additional men; and

Whereas, if the urgency of immediately providing the guards necessary to the protection of these facilities be brought to the attention of the authorities whose duty it is to safeguard them, they cannot fail to realize the imperativeness of such action and to at once provide the personnel required for their protection, even if this be accomplished by the transfer of men now assigned to other but relatively less important assignments; now, therefore, be it

Resolved, That this Board of Supervisors does hereby instruct the Clerk to communicate with the local ranking official of the California State Guard and to urge him, under his emergency powers, to immediately supply the guards necessary to patrol the facilities heretofore referred to; and be it

Further Resolved, That the Clerk of this Board be and is hereby authorized and directed to contact His Excellency Governor Culbert L. Olson; to apprise him of the facts and of the necessity for early action for the protection of these properties and to urge him to take such confirming or other action as will immediately and henceforth surround them with the same protection now provided other strategic facilities throughout the Hetch Hetchy and San Francisco Water Distribution System.

July 20, 1942—Consideration continued until July 27, 1942.

July 27, 1942—Consideration continued until August 3, 1942.

Supervisor Gallagher moved that consideration of the Mayor's veto be continued until Monday, August 10, 1942.

No objection and so ordered.

CONSIDERATION OF MAYOR'S VETO.

Veto Overridden.

Resolution Requesting Mayor to Make Available \$12,500 for Municipal Salary Survey by the Civil Service Commission.

July 28, 1942.

The Honorable
The Board of Supervisors
City Hall
San Francisco, California.

Gentlemen: Yesterday your honorable Board adopted Resolution No. 2786, requesting me to make available the sum of \$12,500 to the

Civil Service Commission with which to finance a survey of salaries throughout the city's service.

This matter was discussed at a meeting in my office on Wednesday, July 22, which meeting was called by me pursuant to a request by the Civil Service Commission, which request was amplified by a resolution of your honorable Board.

At the meeting of July 22 I made it clear that I do not favor the expenditure of such a sum at this time for the purpose of making an over-all salary survey. My viewpoint in this matter is set forth in a letter which I wrote to the Civil Service Commission under date of July 24, copy of which I enclose for your information. No evidence has been presented which convinces me that it is not possible for the Civil Service Commission with its present staff to correct any inequalities in the salary ranges that now exist, in the same manner as adjustments were made for the courtroom clerks, Superior Court, telephone operators and institutional help.

If this can be done without the expenditure of \$12,500. I see no reason why this additional expense should be incurred.

The Assessor's office is one department wherein certain inequalities exist, and in an effort to correct this situation the Assessor has developed and presented considerable factual data bearing upon the salaries paid in private employment, or in other comparable governmental jurisdictions within this State, for the same kind of work performed by some of the employees in the Assessor's office.

Undoubtedly, there are other departments in the city government which likewise have obtained information as to salaries paid on the outside for work comparable to that performed by the employees of these departments. While I do not propose that the Civil Service Commission accept without investigation the data presented by any individual or department, I do believe that the validity of the information could be reviewed by the Civil Service Commission with its present staff, without another exhaustive and expensive, and in my opinion, unnecessary over-all salary survey.

It is true that I am, and always have been, in favor of salary standardization. I am proud of the fact that I first proposed and sponsored salary standardization in 1924. But salary standardization now has been accomplished, and the necessity for another complete salary survey is thereby obviated.

Therefore, while I appreciate your eagerness to assist me in the performance of my official duties and in the discharge of my responsibilities, I must decline to approve the request for the transfer of the sum of \$12,500 from the excess appropriated to the City Planning Commission, in error by your honorable Board, to the Civil Service Commission for the purpose of making an over-all salary survey. Resolution No. 2786 is returned with my disapproval endorsed thereon.

Yours very truly,

ANGELO J. ROSSI, Mayor.

July 24, 1942.

The Honorable
The Civil Service Commission
City Hall
San Francisco, California.

Gentlemen: With reference to meeting held in my office on Wednesday, July 22, on the subject of a salary survey, I have no desire to enter into a prolonged controversy but feel it incumbent upon me to make my position in this matter clear.

I have opposed piecemeal standardization from the beginning. Such opposition was evidenced in my message vetoing Bill No. 1615 which would have effected piecemeal standardization of a few titles and

classes contained in division "B" clerical service, copy of which message is attached for your information.

However, standardization now has been adopted and it is my distinct recollection that at the meeting in my office following my veto of Bill No. 1615, the proposal was made to adopt the 1930 schedules *as a basis* for the future adjustment of individual inequalities which then could be made without the semblance of piecemeal standardization. This distinct understanding is very clear in my recollection because at that meeting some objections were voiced to the adoption of the 1930 schedules and each objection was met by the statement that by the adoption of the 1930 schedules standardization of salaries would become an accomplished fact—something that has taken many years to accomplish—and that thereafter individual cases of inequalities could be corrected as they arose.

As a matter of fact this procedure already has been followed. After the adoption of salary standardization and before the adoption of the 1942-43 budget, the salary ranges of the Court Room Clerks (Superior Court), Telephone Operators and some classes of institutional help were re-standardized. There was no objection to this procedure at that time—why should there be objection now?

It definitely was not my understanding that the adoption of the 1930 schedules would entail or require a complete re-survey of all salaries in the city's service. Even if there were a necessity for another over-all survey, it certainly should not be done during such abnormal times as these, when we are in a war emergency and when the question of compensations is a problem throughout the nation. Whatever inequalities may exist at the present time can be corrected in the same manner as the Court Room Clerks, Telephone Operators and institutional help.

Regarding the amount of funds allowed, the additional \$5,000 appropriated to your honorable Commission during 1941-42 was for the purpose of conducting additional examinations caused by the many inductions into military service and so many resignations of employees to enter war work. If, during the remainder of the fiscal year 1942-43, conditions are such that the Civil Service Commission requires additional funds with which to conduct examinations, I will recommend that those funds be appropriated.

With respect to the possibility of the proposed survey costing in excess of that estimated by your Commission, my comment in that direction should not be interpreted as an inference that there was a deliberate misrepresentation on the part of your Commission, but was engendered by the statement of Mr. William H. Nanry of the Bureau of Governmental Research that such a survey should include the dissemination of factual data which was not done in the 1938 survey. It was apparent that this was a new thought, and obviously, an addition to the originally contemplated program would involve additional cost.

Yours very truly,

ANGELO J. ROSSI, Mayor.

Requesting Mayor to Make Available \$12,500 for Municipal Salary Survey by the Civil Service Commission.

(Series of 1939)

Resolution No. 2786, as follows:

Whereas, Section 151 of the Charter provides in part as follows: The board of supervisors shall have power and it shall be its duty to fix by ordinance from time to time as in this section provided, all salaries, wages and compensations of every kind and nature, except pension or retirement allowances, for the positions, or places of employment, of all officers and employees of all departments, offices, boards and commissions of the city and county in all cases where such compensations are paid by the city and county. In fixing schedules of

compensations, as in this section provided, the board of supervisors, through the civil service commission, shall cause a schedule of compensations to be proposed, based upon the classification as provided in Section 141, under which like compensation shall be paid for like service, with due regard to the seniority of the personnel included in each class, and with regard also to other compensations in the city and county service not subject to salary standardization. Such compensations shall be not higher than prevailing rates for like service and working conditions in private employment or in other comparable governmental organizations in this state"; and

Whereas, it is thus shown that in order for the Board of Supervisors to fulfill the mandate of the people in connection with salary standardization, the Civil Service Commission must first conduct a survey to determine the amount of salaries or wages which are being paid in private employment or other comparable governmental agencies for work similar to that being performed by the employees of the City and County of San Francisco; and

Whereas, since the amendment to the Charter in 1924, under the terms of which salary standardization was prescribed by the electorate, two such surveys have been conducted by the Civil Service Commission, the first in 1930, and the other, which was sought to be put into effect but was defeated by the people on referendum, in 1938; and

Whereas, many anomalous situations prevail in the San Francisco Municipal Service, as a result of which employees receive greater salaries or wages than do their superiors; and

Whereas, in an endeavor to comply with the plain provision of the Charter requiring "*from time to time*," the Board of Supervisors to fix salaries, wages and compensations on a schedule commensurate with salaries, wages and compensations prevailing in private employment or in other comparable governmental agencies, it is obvious and imperative that the Board of Supervisors should, as soon as possible, be supplied by the Civil Service Commission, with a comprehensive salary standardization schedule reflecting the current remuneration of those upon whom the wages, salaries and compensations of the employees of the City and County of San Francisco are based; and

Whereas, although the Civil Service Commission, ready, willing and of the expressed opinion that such a survey should presently be conducted, is without the necessary funds to accomplish the work, there is an available surplus in the funds of the City Planning Commission, which, with the acquiescence and cooperation of the proper officials, may be transferred to the Civil Service Commission to be utilized for the purpose herein set forth; now, therefore, be it

Resolved, That His Honor Angelo J. Rossi, Mayor of the City and County of San Francisco, who as a former member of the Board of Supervisors, proposed and sponsored salary standardization, be and is hereby respectfully requested to take such action as will result in making immediately available for the Civil Service Commission the sum of \$12,500 for the purpose of accumulating such information and formulating such schedules as are required by the Board of Supervisors in the performance of that function with which it is charged under Section 151 of the Charter.

After brief discussion by Supervisors Uhl and Shannon, the Mayor's veto was *overridden* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.

Adopted.

The following recommendation of his Honor, the Mayor, was taken up:

Leave of Absence, Supervisor Jesse C. Colman.

(Series of 1939)

Resolution No. 2796, as follows:

Resolved, That, in accordance with the recommendation of his Honor, the Mayor, Honorable Jesse C. Colman, President of the Board of Supervisors, be and he is hereby granted a leave of absence of ten days commencing August 4, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Increasing from \$20.00 to \$50.00, the Exemption on Certain Commodities Otherwise Subject to Inspection Fees as Prescribed by Section 35 of Article I, Part III of the San Francisco Municipal Code.

(Series of 1939)

Supervisor O'Gara presented:

Bill No., Ordinance No., as follows:

Amending Section 35 of Article I, Part III, San Francisco Municipal Code, permit procedure, by increasing amount of exemption from \$20.00 to \$50.00.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 35 of Article I, Part III, San Francisco Municipal Code, is hereby amended to read as follows:

Section 35. FEES FOR INSPECTION. For the purpose of defraying the cost of regulation and inspection of the classes of business or callings hereinafter set forth, as well as the cost of the examination and inspection of the premises wherein said classes of business are conducted, a fee of Six (\$6.00) Dollars per annum is hereby imposed upon the persons, firms or corporations engaged in the conduct or operation of the handling, manufacturing or sale of food stuffs, except for the places used for the sale of food and drink to be consumed on the premises; provided, however, that persons, firms or corporations handling candy or chewing gum in sealed packages or glass jars incidental to the particular business and where the retail value of said candy or chewing gum does not exceed in value the sum of *Fifty (\$50.00) Dollars*, and where no article of food or drink is dispensed, shall not be subject to the provisions of this Section.

When two (2) or more classes of business subject to inspection are located on the same premises and are conducted by one (1) owner, whether person, firm or corporation, but one inspection fee shall be required; but where two (2) or more classes of business subject to inspection are located or conducted on the same premises by different owners, whether person, firm or corporation, each such owner so conducting one or more of said classes of business shall be required to pay only one inspection fee for all his classes of business subject to inspection upon any one (1) premises; provided that where the owner or lessee of premises where said class or classes of business are located or conducted does not directly or indirectly conduct the same, the owner or lessee of said premises shall not be required to obtain a

certificate of inspection for said premises or to pay any fee imposed by this Section.

Referred to Finance Committee.

Expressing Opposition to Proposal for Taxation by the Federal Government of Municipal Bond Obligations.

(Series of 1939)

Supervisor Green presented:

Resolution No., as follows:

Whereas, this Board of Supervisors is informed that the United States Treasury's proposal for the taxation of outstanding and future issues of state and municipal bonds will probably be considered by the Senate Finance Committee during the first part of the month of August, 1942; and

Whereas, the majority of cities in the United States have opposed said proposal for the reason that such taxation would automatically increase the interest rates on municipal bonds from three-fifths of one per cent to one per cent, and the additional financial burden would be imposed on city real estate taxes; and

Whereas, such taxation, if approved, would seriously hamper efforts of any city to progress through an improvement program financed by municipal bonds; now, therefore, be it

Resolved, That this Board of Supervisors does hereby direct the Clerk of the Board to telegraph immediately to Senator George, Chairman of the Senate Finance Committee, Washington, D. C., an expression of this Board's strenuous opposition to any proposal providing for taxation of municipal bonds; and, be it

Further Resolved, That copies of this resolution be forwarded at once to Senator Hiram W. Johnson, Senator Sheridan Downey, Congressman Richard J. Welch and Congressman Thomas R. Rolph, with the request that they vigorously oppose said taxation proposal.

Referred to Finance Committee.

Providing for Display of Service Flag in Rotunda of City Hall.

(Series of 1939)

Supervisors Colman and Roncovieri presented:

Resolutoin No. 2795, as follows:

Whereas, a large number of officers and employees of the City and County of San Francisco are patriotically serving in the armed forces of the United States; and

Whereas, it is a commendable practice of business firms and various organizations to recognize such service in time of war by the display of a flag or other device with service stars, each indicating one employee or member in the armed forces; now, therefore, be it

Resolved, That the Chief Administrative Officer be and is hereby requested to arrange for the display of a flag or other suitable device indicating the number of officers and employees of the City and County who have entered the United States Armed Forces; and be it

Further Resolved, That such a service flag or other device be dedicated with suitable ceremonies and be displayed in the rotunda of the City Hall for all citizens to see.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Circulation of Pledge Blanks for Blood Donations.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2797, as follows:

Whereas, in other wars, the work of the Medical Corps was seriously hampered by reason of the fact that the wounded had suffered such severe losses of blood, when removed to hospitals for treatment, that their chances for recovery were very slight; and

Whereas, medical science has now developed a process by which blood may be held available for transfusion to the wounded, thus reducing the number of casualties; and

Whereas, the great supply of blood necessary for this vital purpose is procured from donors among the civilian population who, thus, materially assist the armed forces in the war effort; and

Whereas, because the necessity for this blood continues and increases it is necessary that additional numbers of blood donors be enlisted in this humanitarian service; now, therefore, be it

Resolved, That the boards, commissions and officers of the municipal government of San Francisco be and are hereby requested to circulate pledge blanks among their employees whereupon shall be subscribed the names of those municipal employees who are willing to donate their blood for the cause of the United States; and, be it

Further Resolved, That the Clerk of this Board be and is hereby directed to send to the various boards, commissions and officers of the city government, a supply of appropriate forms, returnable to his office, upon which may be inscribed the names of those municipal employees who are willing to join in this patriotic endeavor.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Requesting Information Relative to Authority of Office of Defense Transportation to Compel a Pooling of the Street Railway Facilities in San Francisco.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Resolved, That Joseph B. Eastman, Director, Office of Defense Transportation, be requested to inform this Board of Supervisors as to whether he has authority to intervene in the negotiations between the parties to compel a pooling of the facilities of the Market Street Railway Company and the Municipal Railway; and be it

Further Resolved, That if the Office of Defense Transportation is vested with the necessary authority, this Board respectfully urges that immediate steps be instituted by Mr. Eastman to compel the pooling of such facilities on those terms and conditions which the Office of Defense Transportation determines to be proper.

Referred to Joint Finance, Public Utilities and Judiciary Committee.

In Memoriam—Garret W. McEnerney.

(Series of 1939)

Supervisor Roncovieri presented:

Resolution No. 2798, as follows:

Whereas, the Almighty has summoned to his eternal reward Garret W. McEnerney, dominant figure in California legal circles for four decades and leader in San Francisco's civic affairs since before the turn of the century; and

Whereas, Garret W. McEnerney, a native Californian, won a reputation as one of the greatest lawyers ever produced by the State, and, through a long series of successes in important legal work, came to dominate the courts of the State and Nation wherever he appeared; and

Whereas, Garret W. McEnerney worked unceasingly for San Francisco, and, in its hour of trial, following the earthquake and fire of 1906, gave unstintingly of his time and talent in drafting the famous "McEnerney Act," which enabled San Franciscans to establish title to real property where records had been destroyed by the fire; and

Whereas, the passing of Garret W. McEnerney represents a loss to the University of California, on whose Board of Regents he had served for forty-one years, of one of the foremost pillars of its strength, one who had been a leader and unifying force in all the University's affairs; and

Whereas, City and State officials, university heads, members of the legal profession and the rank and file of San Francisco's citizens deeply mourn the passing of Garret W. McEnerney, and will ever treasure the memory of his talent, wisdom, devotion and humane endeavors; now, therefore, be it

Resolved, That when this Board of Supervisors adjourns this day, it does so out of respect to the beloved memory of the late Garret W. McEnerney; and the Clerk is hereby directed to forward to Mr. Garret McEnerney II, nephew of the deceased, a suitable copy of this resolution as an expression of the Board's deep sympathy and heartfelt condolence.

Unanimously adopted by rising vote.

CHARTER AMENDMENT NO. ———

NUMBER, COMPENSATION AND MEETINGS OF SUPERVISORS.

Supervisor Uhl presented:

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 10 thereof, "Number, Compensation and Meetings of Supervisors", so that the same shall read as follows:

SECTION 10. The board of supervisors shall consist of seven members elected at large, provided that for the period January 8, 1944, to January 8, 1946, the board shall consist of nine members. The office of supervisor shall be a full time position and each member of the board shall be paid a salary of six thousand dollars (\$6,000) per year.

At ten o'clock a. m., on the 8th day of January next following their election, the newly elected and continuing members of the board of supervisors shall meet at the legislative chamber in the City Hall and thereafter regular meetings shall be held at 10:00 a. m., on each week-day, Saturdays and legal holidays excepted.

The standing committees of the board of supervisors shall meet at least once each week or more often when ordered by the board.

Except when prevented by illness which has been verified by a licensed physician, or when on authorized leave of absence, any member of the board who absents himself from any meeting of the board, or of a committee of which he is a member, shall have deducted from his salary the sum of twenty dollars (\$20.00) for each such absence.

The supervisors constituting the new board shall on January 8, 1944, and each second year thereafter, elect one of their number as president of the

board for a two-year term. The president shall preside at all meetings, shall appoint all standing and special committees of the board and shall have such other powers and duties as the supervisors may provide.

The meetings of the board shall be held in the City Hall, provided that in case of emergency, the board, by resolution, may designate some other appropriate place as its temporary meeting place. The board shall cause a calendar of the business scheduled for each meeting to be published and shall keep and publish a journal of its proceedings. Notice of any special meeting shall be published at least twenty-four hours in advance of such special meeting.

Referred to Joint Judiciary and Finance Committee.

CHARTER AMENDMENT NO. _____

STREET RAILWAY ACQUISITION CHARTER AMENDMENT

The following Proposed Charter Amendment, presented by his Honor the Mayor, was taken up:

SECTION —. For the purpose of the City and County of San Francisco in taking over, acquiring and possessing all or any part of the properties of any street railway company or system, and for the unification, prevention of duplication of operation, and uniformity and standardization of fares and transfers of street railways and street railway systems in the City and County of San Francisco and in the City and County of San Francisco and counties adjacent thereto, and for the standardization of the wages of employees of all street railway systems in said City and County, the Public Utilities Commission shall have full power and authority, and it is authorized, to enter into such arrangements, agreements and contracts as it shall deem proper for the purpose of acquiring, taking and operating all or any part of the properties of any street railway company or system holding an operating permit from the City and County of San Francisco. When any such railway system or the properties thereof are taken over or acquired by said Public Utilities Commission the same shall be merged with the existing municipal railway system and shall become a part thereof and shall thereafter be operated therewith.

Before any such street railway system, or its properties or any part thereof, is taken, acquired or operated by said Public Utilities Commission and before any agreement or contract for the taking or acquisition of the same is entered into by said Public Utilities Commission, the Board of Supervisors shall, by ordinance, confer upon said Public Utilities Commission the right and power to acquire said railway system and its properties or any part thereof as said Commission shall recommend and at the price and upon such terms and conditions as said Board of Supervisors and said Public Utilities Commission shall mutually agree upon.

The purchase price of said railway system and of its properties shall be paid for by said Public Utilities Commission in such installments and upon such terms and conditions as may be mutually agreed upon between said Public Utilities Commission and the Board of Supervisors, on the one hand, and the company, firm or corporation owning the said railway system and the properties thereof, on the other. The said purchase price of said railway system and its properties shall be paid for from the earnings of the municipal

the railway of San Francisco when and as the same has been consolidated with said newly acquired system and properties, unless general obligation or revenue bonds are issued therefor as hereinafter provided.

The Public Utilities Commission, when authorized by the Board of Supervisors to so do, may promise, covenant and agree to pay in installments to be paid under any agreement for the acquisition of said railway system and its properties at such times and in such manner as may be mutually agreed upon by the Public Utilities Commission and the Board of Supervisors on the one hand, and by the railway selling said system and properties on the other, any amount to be paid pursuant to the provisions of any agreement entered into for the acquisition of said railway system or its properties shall be deemed an operating expense of said municipal railway and shall be paid pursuant to the provisions of Section 127 of the charter.

Full power and authority is hereby given to the Public Utilities Commission, with the approval of the Board of Supervisors, of setting up such reserves, funds and moneys as may be necessary to carry out the provisions of any agreement entered into for the acquisition of any railway system or its properties and it shall be the duty of the Public Utilities Commission to set up and maintain all such reserves as provided in said agreement for the acquisition of said system or of its properties.

All persons employed in the operating service of any railway system acquired pursuant to the provisions of this section of the charter shall continue in their respective positions and shall be deemed appointed to such position and entitled to all the benefits of the civil service provisions of this charter for the period of time during which the city shall continue to operate said railway system under any agreement entered into for the taking, acquisition or operation of the same. Should the city permanently acquire any such railway system and its said properties or any part thereof, all such persons employed in the operating service of said railway system at the time the same was taken over by the Public Utilities Commission, pursuant to the provisions of this section, shall become permanent employees of the City and County of San Francisco in the department of the municipal railway and shall be entitled to all the benefits of the civil service provisions of this charter. Any of said employees who are taken into the employ of the municipal railway shall be subject to the residential qualifications of the charter after said railway system or its properties are permanently acquired by the city, but pending the permanent acquisition of said railway system and said properties, said employees shall not be subject to said residential qualifications provided for employees in this charter and if said Public Utilities Commission should not permanently acquire any such railway system and its properties as provided in this section, then, in that event, all employees taken over for the purpose of operating said system shall cease to be employees of the city and county and shall be returned to their respective positions in said railway system.

While any agreement entered into between the Public Utilities Commission and the owner of said railway system remains in force and effect, said Public Utilities Commission may anticipate the maturity of any installment amount to be paid pursuant to the provisions of said agreement whenever funds are available for said purpose and the Board of Supervisors, on the recommendation of said Public Utilities Commission, may submit to the

electors of the City and County of San Francisco a bond issue for general obligation bonds and, when the same is approved by a two-thirds vote of the electors voting at any election held for said purpose, may use the proceeds of said bonds for paying any amount due under said agreement of purchase or acquisition; or said Board of Supervisors may, in lieu of submitting a proposition for the issuance of general obligation bonds, submit to the electors of said city and county a charter amendment which shall authorize the issuance of bonds payable wholly and solely out of the revenues of said municipal railway system in an amount sufficient to pay the unpaid balance due under said agreement of purchase or acquisition, and when said charter amendment is approved and said revenue bonds issued and sold, the proceeds thereof may be applied to the payment of any amount remaining unpaid under said agreement of purchase or acquisition. At any time that the Public Utilities Commission fails or neglects to pay any amount which may be due under any contract or agreement for the acquisition of any railway system or its properties, the owner of said railway system and properties may terminate this agreement and any amounts paid by the Public Utilities Commission on account of said agreement shall become the property of the company, firm or corporation for which said system has been taken or acquired; provided, however, that said company, firm or corporation shall have no further claim for damage arising by reason of the failure of said Public Utilities Commission to purchase said railway system or its properties in accordance with the terms of said agreement; and provided further that said company, firm or corporation, in selling said system or properties or from whom the same has been taken or acquired shall give at least six months' notice to the Public Utilities Commission of its intention to terminate said agreement by reason of breach thereof, and at any time during said period said Public Utilities Commission may complete the purchase of said system or properties in accordance with the terms of said agreement.

Referred to Joint Finance, Public Utilities and Judiciary Committee.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From the Treasurer, reporting on request of League for Social Justice, that a proposition be placed on the ballot to replace the present medium of exchange with a non-transferable Federal credit.

Filed.

From his Honor, the Mayor, reporting on refilling of vacated positions in the Fire Department.

Referred to Police Committee.

From Manager of Utilities, reporting as to feasibility of pooling facilities of the two local railway systems.

Referred to Joint Finance and Public Utilities Committee.

From Lieutenant General Brehon Somervell, requesting pooling of facilities of the two street railway systems.

Referred to Joint Finance and Public Utilities Committee.

From Chief Administrative Officer, report on war damage insurance for public buildings.

Referred to Finance Committee.

From his Honor, the Mayor, requesting Board to express opposition to proposal for Federal taxation of municipal bonds.

Referred to Finance Committee.

From The Dodd Warehouses, requesting permission to block off Winthrop Street, between Lombard and Chestnut Streets, and Chestnut Street between Winthrop and Montgomery Streets, for the duration of the war.

Referred to Streets Committee.

From Parkside District Improvement Club, advocating use of public address system in Chambers of the Board.

Referred to Finance Committee.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5:00 P.M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors August 10, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.



Monday, August 10, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, AUGUST 10, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, August 10, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Gallagher was noted present at 2:25 p. m.

Supervisor Brown was noted present at 2:30 p. m.

Supervisor O'Gara was noted present at 2:45 p. m.

APPROVAL OF JOURNALS.

The Journals of Proceedings of the meetings of July 17, 21, 23 and 27, 1942 (Board of Equalization), July 27, 1942, and August 3, 1942, were considered read and approved.

SPECIAL ORDER—3:00 P. M.

Sale of \$700,000 Fire Protection Bonds 1942

Sealed bids for the purchase of certain bonds of the City and County of San Francisco, State of California, will be received by the Board of Supervisors up to the hour of three o'clock p. m. (P.W.T.) on the 10th day of August, 1942, and will be opened by said Board at said time.

The bonds offered are described as follows:

\$700,000 Fire Protection Bonds, 1942, dated June 10, 1942, consisting of 700 bonds, numbered 501 to 1200, both inclusive, of the denomination of \$1,000 each, maturing \$100,000 principal amount on June 10, 1944, \$300,000 principal amount on June 10, 1945, and \$300,000 principal amount on June 10, 1946.

Said bonds will bear interest at a rate or rates not exceeding 6 per centum per annum, as shall be named by the bidder, and bidders for said bonds shall specify in their bids the interest rate or rates desired, not exceeding six (6) per centum per annum. Interest on said bonds will be payable semi-annually on June 10th and December 10th. Said bonds will not be sold at a price less than par value thereof, together with accrued interest, at the rate or rates named on said bonds to date of delivery.

The right is reserved by the Board of Supervisors to reject any and all bids.

No alternative bids will be considered by the Board of Supervisors.

All proposals for the purchase of said bonds shall be accompanied by a deposit of five per cent of the amount bid, in lawful money of the United States, or by a deposit of a certified check payable to David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, for a like amount, provided that no deposit need exceed the sum of \$10,000, and that no deposit need be given by the State of California, which money or check shall be forfeited by the bidder in case he fails to accept and pay for the bonds bid for by him, if his bid is accepted.

The bonds will be awarded to the bidder or bidders offering to purchase the same, bearing the lowest rate or rates of interest, and if two or more bidders offer to purchase the bonds bearing the same lowest rate or rates of interest, the bonds will be awarded to the bidder offering to purchase the same at such rates of interest and in such amounts that the net interest cost to the City and County of San Francisco of the accepted bid will be the lowest net interest cost, considering the amount of interest to be paid on said bonds during the life thereof at the rates specified, and deducting any premium or premiums bid in addition.

The approval of Messrs. Orrick, Dahlquist, Neff & Herrington, attorneys, of San Francisco, as to the legality of said bonds will be furnished to the successful bidder without cost.

Bids.

The following proposals for the purchase of \$700,000 Fire Protection Bonds, 1942, consisting of 700 bonds, numbered 501 to 1200, both inclusive, of the denomination of \$1,000 each, maturing \$100,000 principal amount on June 10, 1944, \$300,000 principal amount on June 10, 1945, and \$300,000 principal amount on June 10, 1946, were presented, read by the Clerk, and *referred to the Finance Committee*:

1. Blythe & Co., Inc., Managers; American Trust Company; R. W. Pressprich & Co.; Heller Bruce & Co.; Bankamerica Company; per Blythe & Co., Inc., By A. B. Mass. For all of the Bonds offered for sale the sum of \$700,358.00 and accrued interest thereon at date of delivery. Said bonds to bear interest at the rate of one per cent (1%) per annum.
2. Weeden & Co., by Norman D. Weeden. For all of the Bonds offered for sale the sum of \$700,059 and accrued interest thereon at date of delivery, all to bear interest at the rate of 1% per annum (one per cent).
3. Harris Trust & Savings Bank; The Northern Trust Co., By Wells Fargo Bank & Union Trust Co. as Representative, R. H. Rebele, Assistant Vice President. For all of the Bonds offered for sale the sum of \$701,183.00 and accrued interest thereon at date of delivery, as follows: \$100,000 p. v. maturing June 10, 1944, \$300,000 p. v. maturing June 10, 1945, and \$300,000 p. v. maturing June 10, 1946, all to bear interest at the rate of one per cent (1.00%) per annum.
4. Halsey Stuart & Co., Inc., Blair & Co., Inc., by Halsey Stuart & Co., Inc. For all of the Bonds offered for sale the sum of \$700,126.00 and accrued interest thereon at date of delivery. Said bonds to bear interest at the rate of 2% per annum for \$100,000 maturing 1944; and ($\frac{3}{4}$ of 1%) three-quarters of one per cent per annum for \$300,000 maturing 1945 and \$300,000 maturing 1946.
5. R. G. Moulton & Company; Dean Witter & Co. By R. H. Moulton & Company, Syndicate Manager, By B. F. Lyon. For all of the Bonds offered for sale the sum of \$700,027.50 and accrued interest thereon at date of delivery. \$100,000 due June 10, 1944, at 1%, \$300,000 due June 10, 1945, at 1%, \$300,000 due June 10, 1946, at $1\frac{1}{4}\%$.

6. Schwabacher & Co.; Mercantile-Commerce Bank and Trust Co. (St. Louis, Mo.); Alex Brown & Sons (Baltimore, Md.), by Schwabacher & Co. For all of the Bonds offered for sale the sum of \$700,109.90 and accrued interest thereon at date of delivery for bonds bearing interest at the rate of one percentum per annum.
7. Bank of America, N. T. & S. A. For all of the Bonds offered for sale the sum of \$700,179.00 and accrued $\frac{7}{8}$ of 1% (0.875%) per annum, payable semi-annually.
8. Kaiser & Co.; Lazard Freres & Co.; The First National Bank of Portland, by Kaiser & Co. For all of the Bonds offered for sale the sum of \$701,750.00 and accrued interest thereon at date of delivery, bonds to bear interest at the rate of 1% (one per cent) per annum.

Adopted.

Subsequently during the proceedings the Finance Committee reported and recommended the following resolution:

Sale of \$700,000, Fire Protection Bonds, 1942.

(Series of 1939)

Resolution No. 2814, as follows:

Whereas, due notice was given as provided by the Charter of the City and County of San Francisco that sealed proposals for the purchase of certain bonds of said City and County would be received by the Board of Supervisors up to the hour of 3 o'clock p. m. (P. W. T.), on Monday, August 10, 1942, and opened and considered by said Board at said time.

The bonds offered are described as follows:

\$700,000 Fire Protection Bonds, 1942, dated June 10, 1942, consisting of 700 bonds numbered 501 to 1200, both inclusive, of the denomination of \$1,000 each, maturing \$100,000 principal amount on June 10, 1944, \$300,000 principal amount on June 10, 1945, and \$300,000 principal amount on June 10, 1946.

Whereas, sundry bids were received and opened in accordance with the aforesaid notice of sale, and the same having been duly considered; now, therefore, be it

Resolved, That the following bid of Halsey Stuart & Co., Inc., Blair & Co., Inc., by Halsey Stuart & Co., Inc.

"For all of the Bonds offered for sale the sum of \$700,126.00 and accrued interest thereon at date of delivery. Said bonds to bear interest at the rate of 2% per annum for 100,000 maturing 1944; and ($\frac{3}{4}$ of 1%) three-quarters of one per cent per annum for 300,000 maturing 1945 and 300,000 maturing 1946."

be and the same is hereby accepted and said bonds are hereby struck off and sold to Halsey Stuart & Co., Inc., Blair & Co., Inc., by Halsey Stuart & Co., Inc., in accordance with the foregoing bid.

That all other bids for said bonds be rejected and the Clerk is hereby directed to return certified checks accompanying the same.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Gallagher, Shannon—2.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

**Appropriating \$120, Water Department, to Correct Compensation
of One Water Service Inspector.**

(Series of 1939)

Bill No. 1822, Ordinance No. 1738, as follows:

Authorizing supplemental appropriation of \$120.00 from Appropriation No. 266.110.14 Water Department Permanent Salaries, to credit of Appropriation No. 266.110.08 Water Department Permanent Salaries, to provide additional funds required to compensate one U127 Water Service Inspector from July 1, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$120.00 is hereby appropriated from the surplus existing in Appropriation No. 266.110.14 Permanent Salaries, San Francisco Water Department, to the credit of Appropriation No. 266.110.08 Permanent Salaries, San Francisco Water Department, to provide additional funds required to compensate one U127 Water Service Inspector from July 1, 1942, to June 30, 1943, in accordance with Section 5, Bill No. 1684, Ordinance No. 1615. Said ordinance provides that if an appointee to a promotive position had in his former classification, received the equivalent or more than the entrance salary provided for such promotive position, such appointee shall enter such promotive class at that salary fixed in the schedule of compensations, for such promotive classifications, which is in immediate excess of the salary which such employee received immediately prior to this appointment to such promotive classification.

Recommended by the Public Utilities Commission.

Approved by the Civil Service Commission.

Recommended by the Manager of Utilities.

Approved as to funds by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

**Amending Salary Ordinance, Water Department, Correcting Salary
of One Water Service Inspector From \$175 to \$185.**

(Series of 1939)

Bill No. 1823, Ordinance No. 1739, as follows:

An amendment to Bill 1734, Section 73a Public Utilities Commission, San Francisco Water Department, by correcting the salary under item 46 from one U127 Water Service Inspector at \$175 to \$185, under the provisions of salary standardization ordinance 1615, effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Section 73a, is hereby amended to read as follows:

Section 73a. **PUBLIC UTILITIES COMMISSION (Continued)**
SAN FRANCISCO WATER DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
5. HOUSE SERVICE				
23	1	B454	Telephone Operator	\$ 165
23.1	1	B454	Telephone Operator (part time).....	75
24	1	B454	Telephone Operator	157
25	1	C52	Elevator Operator	160
26	4	C104	Janitor	155
26.1	1	C104	Janitor	152
26.3	1	C104	Janitor (relief)	145
27	1	C107	Working Foreman Janitor	185
28	1	I 122	House Mother (part time).....	75
6. AGRICULTURAL DIVISION				
29	1	B408	General Clerk-Stenographer	175
30	1	V30	Assistant Superintendent	250
31	1	V40	Superintendent	250
7. WATER SALES DIVISION				
32	2	B210	Office Assistant	106
34	1	B228	Senior Clerk	200
35	1	B234	Head Clerk	250
36	2	B408	General Clerk-Stenographer	172
37	1	B512	General Clerk-Typist	170.50
37.1	1	N420	Consumer's Complaint Investigator.....	244.50
38	1	U80	Assistant Manager	375
39	1	U88	Manager	492
8. SERVICE AND SUPPLY				
40	2	B222	General Clerk	175
40.1	1	B222	General Clerk	170
40.2	1	B222	General Clerk	165
41	1	B228	Senior Clerk	195
42	1	U61	Supervisor Service and Supply.....	244.50
43	6	U122	Shut-Off Man	180
43.1	1	U122	Shut-Off Man	175
44	1	U124	Special Complaint Inspector.....	200
45	1	U127	Water Service Inspector.....	197
46	1	U127	Water Service Inspector.....	185

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Authorizing Compromise of Claim of Gene Estes for the Sum of Thirty-seven and 50/100 Dollars (\$37.50).

(Series of 1939)

Bill No. 1824, Ordinance No. 1740, as follows:

Authorizing compromise of claim of Gene Estes for the sum of Thirty-Seven and 50/100 Dollars (\$37.50).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended, and the Department of Public Works having approved, the settlement of the action of Gene Estes against the City and County of San Francisco, and the adjoining property owner, for the recovery of damages for

personal injuries by reason of the defective condition of the sidewalk on the west side of Bartlett Street, between 22nd and 23rd Streets, by the payment of \$37.50, upon the payment of a like sum of \$37.50 by the owner of the adjoining property, in full settlement of all claims of said Gene Estes, said City Attorney is hereby authorized to settle said pending litigation by contributing as its share in the settlement of said case the sum of \$37.50.

Approved as to form by the City Attorney.

Recommended and approved by the Director of Public Works.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

**Authorizing Compromise of Claim of Sadie Rapp for the Sum of
Seventy-five (\$75.00) Dollars.**

(Series of 1939)

Bill No. 1825, Ordinance No. 1741, as follows:

Authorizing compromise of claim of Sadie Rapp for the sum of seventy-five (\$75.00) dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended, and the Department of Public Works having approved, the settlement of the action of Sadie Rapp against the City and County of San Francisco and the adjoining property owner, for the recovery of damages for personal injuries by reason of the defective condition of the sidewalk on the south side of Taraval Street, west of 27th Avenue, by the payment of \$75.00, upon the payment of a like sum of \$75.00 by the owner of the adjoining property, in full settlement of all claims of said Sadie Rapp, said City Attorney is hereby authorized to settle said pending litigation by contributing as its share, in the settlement of said case, the sum of \$75.00.

Approved as to form by the City Attorney.

Recommended and Approved by the Director of Public Works.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Exchange of Land—Alemany Boulevard.

(Series of 1939)

Bill No. 1826, Ordinance No. 1742, as follows:

Authorizing conveyance of certain surplus land to Sylvain M. Caro, et ux., in exchange for certain other land required for Alemany Boulevard.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property in lieu of sale is hereby authorized and directed to arrange for trading to Sylvain M. Caro and Eleanor Caro, his wife, that certain real property hereinafter described as Parcel "A", in exchange for certain other land hereinafter described as Parcel "B",

which parcels are situated in the City and County of San Francisco, State of California:

Parcel "A":

Beginning at a point perpendicularly distant southerly 300 feet from the southerly line of Stanley Street and perpendicularly distant 23.810 feet easterly from the easterly line of Ramsell Street, said point being on the southerly line of the property of the City and County of San Francisco, and running thence easterly along said southerly line and parallel to said Stanley Street 76.190 feet; thence at a right angle northerly and parallel with said Ramsell Street 7.458 feet to a point in the proposed southerly line of Alemany Boulevard; thence southwesterly along said proposed line of Alemany Boulevard on the arc of a curve to the left, radius 1086.28 feet, central angle $4^{\circ} 02' 19''$ an arc distance of 76.568 feet to the point of beginning.

Parcel "B":

Beginning at a point on the easterly line of Ramsell Street, distant thereon 303.450 feet southerly from the southerly line of Stanley Street; thence northerly along the said easterly line of Ramsell Street 3.450 feet; thence at right angles easterly 23.810 feet to a point on the southerly line of the proposed Alemany Boulevard; thence southwesterly along last named line on a curve to the left whose tangent at the last mentioned point deflects 172 degrees, 23 minutes, 23 seconds to the right from the preceding course, having a radius of 1086.280 feet, a central angle of 1 degree, 16 minutes, 08 seconds, a distance of 24.057 feet to the easterly line of Ramsell Street and the point of beginning.

Section 2. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal to the value of Parcel "B".

Section 3. The Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to Sylvain M. Caro and Eleanor Caro, his wife, or their assignee. The Director of Property is hereby authorized and directed to deliver said deed to Sylvain M. Caro, et ux., upon receipt of the necessary deed conveying Parcel "B" to the City and County of San Francisco, and to accept and record the latter deed.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Amending Salary Ordinance, Public Utilities Commission—Civilian Defense, Adding Two Telephone Operators at \$160.

(Series of 1939)

Bill No. 1827, Ordinance No. 1743, as follows:

Amending Bill 1734, (Series of 1939) Annual Salary Ordinance 1942-43, by adding thereto a new section to be designated as Section 75a Public Utilities Commission, Civilian Defense, and establishing certain positions thereunder.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734 (Series of 1939), the title of which is recited above, is hereby amended by adding Section 75a thereto to read as follows:

**Section 75a. PUBLIC UTILITIES COMMISSION—
CIVILIAN DEFENSE**

The following positions are not established as continuing positions, but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B454	Telephone Operator	\$ 160

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Final Passage.

The following recommendations of Streets Committee, heretofore Passed for Second Reading, were taken up:

Amending Ordinance Granting Spur Track Permit to Southern Pacific Company, to Permit Freight to Be Moved Into Hunters Point Navy Yard on a Twenty-four Hour Basis.

(Series of 1939)

Bill No. 1828, Ordinance No. 1744, as follows:

Amending Section 2 of Ordinance No. 6774 (New Series), entitled "Granting Permission, Revocable at Will of the Board of Supervisors to Southern Pacific Company, a Corporation, to Construct, Maintain and Operate a Spur Track Upon and Along Carroll Avenue and Across Third Street, Keith Street, Jennings Street and Ingalls Street, in the Location Hereinafter Described"; and repealing Ordinance No. 6986 (New Series).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 6774 (New Series), entitled "Granting permission, revocable at will of the Board of Supervisors to Southern Pacific Company, a corporation, to construct, maintain and operate a spur track upon and along Carroll Avenue and across Third Street, Keith Street, Jennings Street and Ingalls Street in the location hereinafter described," is hereby amended to read as follows:

Sec. 2. Provided, That the Southern Pacific Company shall be required to maintain and repair the sewer in Carroll Avenue east of Third Street if necessary; and

~~—Provided, That no locomotive, car or cars shall be switched over and across Third Street at Carroll Avenue except between the hours of 11:00 a. m. and 1:00 p. m.~~

Provided, That the Southern Pacific Company shall be required to take proper and adequate precautions to protect the safety and property of any and all persons in the streets designated in this ordinance during all times when, and at the locations where, switching operations are being conducted on said spur track, and will obey all lawful regulations of the Department of Public Works and of the Board of Police Commissioners relative to the maintenance of warning signs and barriers at or near said spur track.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Accepting Roadway of Thirty-first Avenue Between Noriega and Ortega Streets.

(Series of 1939)

Bill No. 1829, Ordinance No. 1745, as follows:

Providing for acceptance of the roadway of Thirty-First Avenue between Noriega and Ortega Streets, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Thirty-first Avenue between Noriega and Ortega Streets, including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Accepting Roadway of Moraga Street Between Thirty-seventh and Thirty-eighth Avenues.

(Series of 1939)

Bill No. 1830, Ordinance No. 1746, as follows:

Providing for acceptance of the roadway of Moraga Street between Thirty-seventh and Thirty-eighth Avenues, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Moraga Street between Thirty-seventh and Thirty-eighth Avenues, including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Accepting Roadway of Intersection of Bridgeview Drive, Newhall Street and Revere Avenue.

(Series of 1939)

Bill No. 1831, Ordinance No. 1747, as follows:

Providing for acceptance of the roadway of the intersection of

Bridgeview Drive, Newhall Street and Revere Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

The intersection of Bridgeview Drive, Newhall Street and Revere Avenue, including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department, for August, 1942.

(Series of 1939)

Resolution No. 2799, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children new applications, denials, discontinuances and other transactions for the month of August, 1942, are hereby approved;

Further Resolved, That the Public Welfare Department recommendations for care of Needy Aged Persons in County Hospital, as provided under Section 2160.7, Welfare and Institutions Code, State of California, effective as noted, are hereby approved;

Further Resolved, That the Clerk of the Board of Supervisors is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Authorizing Release of Lien Filed re Indigent Aid— George C. Bechler.

(Series of 1939)

Resolution No. 2800, as follows:

Whereas, an instrument executed by George C. Bechler, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, said indigent person on payment of the debts secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by said lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of said lien.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

**Authorizing Release of Lien Filed re Indigent Aid—
Gwendolen Amelia Boyer.**

(Series of 1939)

Resolution No. 2801, as follows:

Whereas, an instrument executed by Gwendolen Amelia Boyer, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the County of Santa Clara, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, said indigent person on payment of the debt secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by said lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of said lien.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Authorizing Board of Park Commissioners to Subordinate Certain Deed of Trust and Chattel Mortgage Upon Note for \$2,765.00 Received in Trust.

(Series of 1939)

Resolution No. 2802, as follows:

Whereas, the City and County of San Francisco, represented by its Board of Park Commissioners, is the owner of a certain promissory note for \$2,765.00, executed by John Ghirardelli and wife to said Board of Park Commissioners of the City and County of San Francisco, which said note is dated October 1, 1940, and the payment of which is secured by a deed of trust executed by said John Ghirardelli and wife to Title Insurance and Guaranty Company as Trustee, and which said deed of trust is recorded in the office of the Recorder of the City and County of San Francisco in Liber 3681 of Official Records, at page 173; and which said promissory note is also secured by a certain chattel mortgage executed by said John Ghirardelli and wife to said Board of Park Commissioners of the City and County of San Francisco, and which said chattel mortgage is dated October 1, 1940, and recorded in the office of the Recorder of the City and County of San Francisco in Volume 3653 of Official Records, at page 417; and

Whereas, said deed of trust and said chattel mortgage are subject and subordinate to that certain deed of trust executed by John Ghirardelli and his wife to Corporation of America, a corporation, as trustee, dated November 16, 1935, to secure the payment of \$7,397.53, to Bank of America National Trust and Savings Association,

a corporation, which said deed of trust was recorded December 20, 1935, in the office of the Recorder of the City and County of San Francisco in Volume 2880 of Official Records at page 413; and

Whereas, said promissory note hereinabove last described is past due and the owner and holder thereof has demanded payment or that the makers of said promissory note renew the same by the execution of a new promissory note and a new deed of trust equal in effect to said deed of trust hereinbefore last mentioned; and in order to accomplish this result it is necessary to subordinate the deed of trust and chattel mortgage hereinabove first described, to said Board of Park Commissioners, and that by such subordination the said Board of Park Commissioners will be preserving the security for said promissory note first hereinabove described and said deed of trust and said chattel mortgage to said Board of Park Commissioners will be equal in effect as at present; and

Whereas, said Board of Park Commissioners believes it would be for the best interests of the trust and conditions upon which said promissory note was received that said subordination be made; now therefore, be it

Resolved, That the Board of Park Commissioners, through its President and Secretary, be, and it is, hereby authorized to execute an agreement subordinating the said deed of trust and chattel mortgage hereinabove first described to that certain deed of trust executed by said John Ghirardelli and wife to Corporation of America, a corporation, as trustee, to secure the payment of \$5,628.03 to Bank of America National Trust and Savings Association, a corporation, dated April 27, 1942, said deed of trust to be and remain a first lien upon the property therein described.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Authorizing Treasurer to Hold in Trust Funds Remitted Anonymously in Payment of Inheritance Taxes Claimed to Be Due the City and County.

(Series of 1939)

Resolution No. 2803, as follows:

Whereas, on August 5, 1942, the sum of Sixty-two Dollars (\$62.00) was received by the Treasurer of the City and County of San Francisco in an envelope addressed to him through the United States mail, with no return address and no name or address on enclosure; and

Whereas, it contained a note in the following language:

"As I am getting rather forgetful and not knowing if the enclosed \$62.00 should have been sent for inheritance tax, I am sending it to you so that there will not be any doubt in my mind."

Now, therefore, be it Resolved, That the said Sixty-two Dollars (\$62.00) be received by the Treasurer and held in trust by him until June 30, 1943, unless it is claimed and satisfactory proof of ownership established before that date, and if not claimed, that it shall then be credited to the General Fund of the City and County.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Final Passage.

Appropriating \$6,300, Civilian Defense, for Janitorial Service in Schools in Connection with Classes at Night for Civilian Defense Training; An Emergency Ordinance.

(Series of 1939)

Bill No. 1838, Ordinance No. 1748, as follows:

Appropriating the sum of \$6,300 from Appropriation No. 202.000.79, unappropriated reserve for Civilian Defense, to the credit of Appropriation No. 202.238.79-2, Janitorial Services, Public Information & Instruction, Civilian Defense, to provide funds for janitorial service in schools in connection with classes at night for the training of persons in Civilian Defense; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,300 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.238.79-2, Janitorial Services, Public Information & Instruction, Civilian Defense, to provide funds for janitorial service in schools in connection with classes at night for the training of persons in Civilian Defense.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Public Information & Instruction Service, Civilian Defense, is charged with important duties and responsibilities in connection with instruction of the citizens of the City and County of San Francisco in all matters pertaining to civilian defense of the City, which involves the welfare, health and safety of its citizens during the present national emergency; and that said sum herein appropriated is necessary for the efficient operation of said Public Information & Instruction Service.

Recommended by the Director of Civilian Defense.

Funds available by the Controller.

Approved as to form by the City Attorney.

Recommended and approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Final Passage.

Appropriating \$20,000, S. F. War Price and Rationing Board, for Expenses from July 1, 1942, to June 30, 1943; An Emergency Ordinance.

(Series of 1939)

Bill No. 1832, Ordinance No. 1750, as follows:

Appropriating the sum of \$20,000 from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943; returning the sum of \$10,000 from the surplus existing in Appropriation No. 202.903.02-1, to Appropriation No. 202.000.79; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$20,000 is hereby appropriated from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds to meet the following expenses of the San Francisco War Price and Rationing Board for the period July 1, 1942, to June 30, 1943:

Rents	\$9,000
Contractual Janitorial Services	2,600
Heat, Light & Power	2,400
Salary County Coordinator	6,000
Total	<u>\$20,000</u>

The sum of \$10,000 is hereby returned from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.000.79.

Section 2. The Controller and Treasurer of the City and County of San Francisco are hereby authorized and directed to pay to said San Francisco War Price and Rationing Board such amounts as the Mayor may approve.

Section 3. All payments made to the San Francisco War Price and Rationing Board under authority of this ordinance shall be accounted for and supported by receipts and vouchers satisfactory to the Controller not later than the 20th day of the month following the month in which such expenses have been incurred.

Section 4. The appropriations hereby made are effective as of July 1, 1942; and the Board of Supervisors does, by the vote by which this ordinance is passed, specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of the emergency is as follows: The San Francisco War Price and Rationing Board is without funds to operate in the City and County of San Francisco. The failure of said San Francisco War Price and Rationing Board to operate in the City and County of San Francisco involves and threatens the welfare of the citizens of the City and County of San Francisco, as well as the property of the said City and County.

Recommended and approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

NOTE: Resubmitted by Finance Committee.

Amendment Proposed.

Supervisor Gallagher moved, as an amendment to the foregoing Bill, that the Salary for County Coordinator be eliminated, and that the amount of the appropriation be reduced by \$6,000.

The Controller, in reply to questioning, pointed out that to effect the purpose, several changes should be made; the amount of \$20,000, wherever it appears, should be deleted and the amount of \$14,000 should be substituted in lieu thereof; the fourth line in the "break-down," in Section 1, reading "Salary County Coordinator . . . \$6,000" should be deleted; the amount of \$10,000, wherever it appears, should be deleted, and the amount of \$16,000 should be substituted therefor.

Thereupon, Supervisor Gallagher, seconded by Supervisor Uhl, moved that the foregoing Bill be amended in accordance with the suggestions of the Controller.

Discussion.

Supervisor O'Gara announced that he would vote for the amendment, but without prejudice. He would reserve the right to vote on the question of salary for County Coordinator when he had more information on the subject.

Supervisor Mead opposed the amendment. He believed the San Francisco War Price and Rationing Board would develop into one of the largest bodies in San Francisco. If the amendment should be approved San Francisco would have an important organization without any head.

Supervisor Uhl, in reply to Supervisor Mead, stated that the head of the organization would be Mr. Francis Carroll, who would, of course, appoint a County Coordinator. The position, in his opinion, should be under federal control and should be paid out of federal money.

Supervisor MacPhee agreed with Supervisor Mead, that perhaps there would be, if the amendment should be approved, an organization without any head. On the other hand, there should be some volunteer head to the Board. Supervisor MacPhee reported further that Mr. Carroll had stated in committee that it was an obligation of the federal government to pay for all clerical help, but that it would be San Francisco's obligation to pay for rent, janitorial service and maintenance. The question of salary for County Coordinator was left entirely up in the air. In some cities the federal government pays for the head of the local organization, and in other cities, the head is a volunteer employee.

Supervisor Brown reported that on August 3, 1942, he had opposed such appropriation, holding the matter properly to be an expense of the federal government, and not of the City and County of San Francisco. Now, after further investigation, he has found this is not a matter peculiar to San Francisco. Invariably the practice is to have a local authority to run a particular rationing board in its own district. If every one else is paying for such increased cost of government, San Francisco can consistently do so. Having satisfied himself on that point, he agreed with Supervisor Mead that the job is of sufficient importance to warrant full time service of a capable man.

Amendment Defeated.

Whereupon, the roll was called and the motion to amend was *defeated* by the following vote:

Ayes: Supervisors Gallagher, Uhl—2.

Noes: Supervisors Brown, Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon—8.

Absent: Supervisor Green—1.

Final Passage.

The roll was again called and the foregoing Bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon—9.

Noes: Supervisors Gallagher, Uhl—2.

Adopted.

The following recommendation of Joint Committee on Finance, Public Utilities, and Judiciary, Legislative and Civil Service was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Meyer, Roncovieri, O'Gara,

Absent: Supervisors Brown, Green, Shannon.

Requesting Information Relative to Authority of Office of Defense Transportation to Compel a Pooling of the Street Railway Facilities in San Francisco.

(Series of 1939)

Resolution No. 2804, as follows:

Resolved, That Joseph B. Eastman, Director, Office of Defense Transportation, be requested to inform this Board of Supervisors as to whether he has authority to intervene in the negotiations between the parties to compel a pooling of the facilities of the Market Street Railway Company and the Municipal Railway.

NOTE: The above resolution was recommended with Supervisors Meyer and Roncovieri dissenting.

Discussion.

The City Attorney, in reply to questioning by the President, stated that, in his opinion, the Office of Defense Transportation had no power to compel the pooling of the facilities of the two transportation systems in San Francisco. The Office of Defense Transportation, the local representative told him, had never contended it had such authority. However, the O. D. T. does have the power of coordinating.

Supervisor O'Gara differed from the City Attorney as to the meaning of the word "pooling," as used in the Resolution. However, the intention of the Resolution is merely to inquire from Mr. Eastman as to the extent of his authority, and the best judge as to that authority is Mr. Eastman himself.

Adopted.

Thereupon, the roll was called and the foregoing resolution was adopted by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, O'Gara, Uhl—6.

Noes: Supervisors Brown, Colman, Meyer, Roncovieri, Shannon—5.

Under his name on Roll Call, Supervisor O'Gara moved that the foregoing Resolution, with the Board's action thereon, be sent by wire, to Mr. Joseph Eastman.

Motion *carried* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Uhl—7.

Noes: Supervisors Brown, Meyer, Roncovieri, Shannon—4.

Re-referred to Committee.

The following recommendations of Police Committee were taken up:

Present: Supervisors Gallagher, Green, Uhl.

Providing that the Chief of Police Shall Regulate Liquidation Sales of Merchandise and Establishing Permit Procedure and Fees Therefor.

(Series of 1939)

Bill No. 1835, Ordinance No. , as follows:

Amending Chapter VIII (Police Code), Part II, of the San Francisco Municipal Code, by adding thereto Article 18, providing that the Chief of Police shall regulate the sale of or any offer to sell to the public or any group thereof, goods, wares or merchandise on order, in transit or in stock in connection with a declared purpose as set forth by advertising that such sale is anticipatory of, or to avoid the termination, liquidation, revision, windup, discontinuance, removal, conclusion, dissolution or abandonment of the business or that portion of the busi-

ness conducted at any location, providing a Table of Contents, definitions, permit procedure and fees; conditions of permit; providing for revocation of permit, rules and regulations, advertising, exemptions; providing that permit be required notwithstanding any other Code provisions; providing a penalty for violation of this Article; and providing a saving clause.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Chapter VIII (Police Code), Part II, of the San Francisco Municipal Code, is hereby amended by adding thereto Article 18, to read as follows:

ARTICLE 18

REGULATING THE ADVERTISING AND PUBLIC SALE OF MERCHANDISE.

Sec. 1300. Definitions.

- (1) Sale.
- (2) Advertise, Advertisement, etc.
- (3) Permit.
- (4) Permittee.
- (5) Inspector.
- (6) Person.

Sec. 1301. Sales; Regulation of.

Sec. 1302. Permit Required.

Sec. 1303. Application for Permit.

Sec. 1304. Filing Fee.

Sec. 1305. Investigation of Application; Grounds for Denial.

Sec. 1306. Granting Permit; Conditions Thereof.

Sec. 1307. Revocation of Permit.

Sec. 1308. Renewal of Permit.

Sec. 1309. Appeal.

Sec. 1310. Violations.

Sec. 1311. Advertising.

Sec. 1312. Exemptions.

Sec. 1313. Permit Required Notwithstanding Any Other Code Provisions.

Sec. 1314. Saving Clause.

Sec. 1300. *Definitions.* For the purpose of this Article only, the following words and terms shall be deemed to mean and be construed as follows:

(1) "Sale." Any sale of or any offer to sell to the public or any group thereof, goods, wares or merchandise on order, in transit or in stock in connection with a declared purpose as set forth by advertising that such sale is anticipatory of, or to avoid the termination, liquidation, revision, windup, discontinuance, removal, conclusion, dissolution or abandonment of the business or that portion of the business conducted at any location; and

All sales advertised in any manner calculated to convey to the public the information or belief that upon the disposal of the goods to be placed on sale the business, or that portion thereof being conducted at any location, will cease, be removed, discontinued or changed; and

All sales advertised to be "Adjuster's sale," "Adjustment sale," "Assignee's sale," "Bankrupt sale," "Benefit of Administrator's sale," "Benefit of creditors sale," "Benefit of trustees sale," "Building coming down sale," "Closing out sale," "Creditors Committee sale," "Creditors sale," "Damaged goods sale," "End sale," "Executor's sale," "Final days sale," "Fire sale," "Forced out sale," "Forced out of business sale," "Insolvent sale," "Insurance salvage sale," "Liquidation sale," "Loss of lease sale," "Mortgage sale," "Outselling sale," "Receiver's sale," "Removal sale," "Reorganization sale," "Salvage sale," "Selling out sale," "Smoke sale," "Smoke damaged sale," "Smoke and

water sale," "Trustee's sale," "Quitting business sale," "Wholesale closing out sale," "We quit sale," "We give up sale," "Fixtures for sale," or advertising by any other expression or characterization closely similar to any of the foregoing and calculated to convey substantially the same meaning; and

All sales advertised in a manner calculated to indicate that the goods, wares or merchandise to be sold or any part thereof have been involved in any business failure or have been derived from any business which has failed, been closed, discontinued or liquidated; and

All sales accompanied by notices or advertising indicating that the premises are available for purchase or lease or are otherwise to be vacated; and

All sales accompanied by advertising indicating a business emergency or failure affecting the seller or any previous holder of the goods to be disposed of.

(2) "Advertise," "Advertisement," "Advertising," "Publish," "Publication," shall mean any and all means, whether oral, written, lettered or printed, used for conveying to the public notice of the conduct of a sale as defined herein, or notice of intention to conduct such sale, including but not limited to, oral or written announcement by proclamation or outcry, newspaper advertisement, hand bill, written or printed notice, printed display, billboard display, poster and radio announcement.

(3) "Permit" shall mean a permit issued pursuant to this Article.

(4) "Permittee" shall mean any person, firm, partnership, association or corporation to whom a permit has been issued pursuant to this Article.

(5) "Inspector" shall mean a member of the Police Department designated by the Chief of Police.

(6) "Person" shall mean and include any person or persons, firm, partnership, society, joint stock company, association, corporation, estate, receiver, trustee or any other person acting in a fiduciary capacity, unless the context hereof otherwise requires.

Sec. 1301. *Sales; Regulation of.* The Chief of Police is authorized to supervise and regulate sales as defined in Section 1300 of this Article.

Sec. 1302. *Permit Required.* It shall be unlawful for any person to conduct any sale of the type herein defined without first obtaining a permit therefor from the Chief of Police in the manner as in this Article provided.

Sec. 1303. *Application for Permit.* Any person desiring to conduct any sale as herein defined shall make written application to the Chief of Police, signed and verified by the applicant before a person authorized to administer oaths and each such application shall set forth and contain the following information:

(1) The true name of the applicant, together with his business and residence addresses. In the case of an application made by a firm, partnership, association or corporation, the application shall state the names and addresses of the partners or the officers thereof.

(2) The true name of the owner of the goods, wares or merchandise to be the object of the sale and the name of the person conducting the sale, if such person is other than the said true owner, together with his business and residence addresses.

(3) A description by street location, address and type of building of the location at which such sale is to be held.

(4) The nature of the occupancy of the location in question, whether by ownership, lease or sublease, and if by lease or sublease the effective date of the termination of such tenancy and the name and business address of the lessor or sublessor.

(5) A full and complete statement of the facts in regard to the insurance, bankruptcy, liquidation, mortgaging, insolvency, assign-

ment, administration, receivership, trusteeship or removal or other cause by reason of which such sale is to be conducted, or in regard to the closing out of the stock of goods, wares or merchandise or any particular line or part thereof, with a full and complete statement as to the reason for such closing out or in regard to the injury caused to such goods, wares or merchandise by fire, smoke, water or otherwise, and any and all pertinent facts in regard to the sale which applicant proposes to conduct and the place and manner of conducting the same. If applicant proposes to conduct a removal sale, the date and place to which the goods, wares or merchandise are to be removed, and the name and address of the owner of such premises to which the goods, wares or merchandise are to be removed shall be fully set forth.

(6) A complete and detailed inventory of the goods, wares or merchandise to be sold at such sale and a statement of the names of the persons from whom the goods, wares or merchandise so to be sold were obtained, the date of the delivery of such goods, wares or merchandise to the applicant, and the place from which said goods, wares or merchandise were last taken, and all details necessary to fully identify the goods, wares or merchandise so to be sold. All goods, wares or merchandise included in said inventory shall have been purchased by the applicant for resale on bona fide orders without cancellation privileges and shall not comprise goods, wares or merchandise purchased on consignment.

(7) An agreement by applicant that a copy of all advertisements proposed to be used by applicant in connection with such sale will be filed with the Chief of Police prior to its use in the conduct of such sale.

Sec. 1304. *Filing Fee.* Each application so filed as aforesaid shall be accompanied by a filing fee in the amount of twenty-five dollars (\$25.00), no part of which shall be refundable; provided, however, that any applicant who shall have been conducting the same business in the same location where the sale is to be held for a continuous period of at least three (3) years prior to the date of filing of said application shall be exempt from the payment of the filing fee herein provided.

Sec. 1305. *Investigation of Application; Grounds for Denial.* Upon the filing of the application the Chief of Police shall make or cause to be made an examination, audit or investigation of the applicant and his affairs and all the facts contained in said application in relation to the proposed sale.

The said application shall be denied by the Chief of Police if any one or more of the following facts or circumstances are found by him to exist:

(1) That the inventory contains goods, wares or merchandise not purchased by the applicant for resale on bona fide orders without cancellation privilege.

(2) That the inventory contains goods, wares or merchandise purchased by the applicant on consignment.

(3) That the applicant, either directly or indirectly, and within one (1) year prior to the date of the filing of the application, has conducted a sale in which he advertised that the entire business conducted at the particular location was to be removed, closed out or terminated.

(4) That the applicant was granted a prior permit hereunder within one (1) year preceding the date of the filing of the application where such prior permit was based upon an application setting forth that the entire business conducted at a particular location was to be removed, closed out or terminated.

(5) That the applicant has theretofore been convicted of a violation of the herein section.

(6) That the goods, wares or merchandise as described in the inven-

tory was transferred or assigned to the applicant prior to the date of the filing of the application and that said transfer or assignment was not made for a valuable and adequate consideration.

(7) That the inventory contains goods, wares or merchandise purchased by the applicant or added to his stock in contemplation of such sale and for the purpose of selling the same at such sale. For this purpose any unusual purchase or additions to the stock of such goods, wares or merchandise made within sixty (60) days prior to the date of the filing of such application shall be presumptive evidence that such purchase or additions were made in contemplation of such sale and for the purpose of selling the same at such sale; provided, however, that this subsection shall not apply to an applicant regularly engaged in business at the location described who does not contemplate the closing out of his entire business at said location but proposes to sell such goods, wares or merchandise in the regular course of his business, advertising the source of such goods, wares or merchandise and keeping the same separate and apart from other goods, wares or merchandise in said location.

Sec. 1306. *Granting Permit; Conditions Thereof.* Upon a determination by the Chief of Police that all of the statements in the application are true and that the said proposed sale is of the character as represented therein, and that the advertising or conduct of such sale will not be injurious to the peace, health, safety and welfare of the people of the City and County of San Francisco, and that the said application is in full compliance with the terms and conditions of the herein section, the Chief of Police shall issue a revocable numbered permit to the applicant, authorizing him to advertise and conduct the sale as described in said application, which said permit shall be issued on the following terms and conditions:

(1) Such permit shall authorize the one type of sale as named and described in the application therefor, at the place named therein, and by the particular permittee, for a period of not more than sixty (60) calendar days following the issuance of the said permit.

(2) The said sale authorized by the permit shall be limited to the sale of the goods, wares or merchandise described in the inventory attached to the application.

(3) All of such goods, wares or merchandise as described in said inventory shall, for the duration of the said sale, be definitely separated and distinguishable from any other goods, wares or merchandise displayed at or within the store or place of business, and all advertising in connection with such sale shall be strictly in accordance with the purpose of such sale and shall be the same as the copy of such advertisements filed with the Chief of Police under the agreement provided in the application.

(4) Upon the commencement of said sale and for its duration, the permit issued hereunder shall be prominently displayed in the store premises and a duplicate original of the application and stock list, pursuant to which such permit was issued, shall at all times be available to the Chief of Police or to his inspectors in the store premises and the permittee shall allow the Chief of Police or his inspectors to examine all goods, wares or merchandise in the premises at any time during such sale for comparison with such stock list.

(5) Suitable books and records shall be kept by the permittee in the store premises for the duration of the said sale. At the end of each thirty (30) day period after the date of the issuance of the permit the permittee shall revise his inventory to show the items then remaining unsold or shall cause a new inventory to be taken of such remaining goods. All such books, records and inventories shall be available to the Chief of Police or his inspectors for their inspection at all reasonable times during business hours.

A violation of any of the conditions of such permit as above set

forth shall be unlawful and shall render such permit void, and each sale of goods, wares or merchandise as were not inventoried or described in said original application shall constitute a separate offense under this section.

The Chief of Police is empowered to make such further rules and regulations for the conduct and advertisement of such sale as he may deem necessary for the proper and efficient enforcement of the herein Article.

Sec. 1307. *Revocation of Permit.* Upon written complaint being filed with the Chief of Police, or upon his own initiative, the said Chief of Police shall revoke any permit granted in accordance with this Article whenever, upon investigation being made, he shall determine that any sale is being conducted in violation of the provisions of this Article, or in violation of the rules or regulations made hereunder, or if

(1) The permittee has made any material misstatement in his application for such permit;

(2) The permittee has been guilty of any fraudulent practice or practices in the conduct of the sale authorized by such permit;

(3) The permittee has failed to include in the inventory required by the provisions of this Article the goods, wares or merchandise required to be contained in such inventory;

(4) The permittee has added, caused to be added or permitted to be added any goods, wares or merchandise not described in the original inventory;

(5) The permittee has violated any of the laws of the State of California or of the City and County of San Francisco pertaining to advertising.

Sec. 1308. *Renewal of Permit.* The Chief of Police may, upon a verified application therefor, renew a permit issued hereunder for a further period of not to exceed sixty (60) calendar days upon the payment of a renewal fee in the amount of twenty-five dollars (\$25.00), no part of which is refundable. Such verified application for renewal shall set forth a complete list of the goods, wares or merchandise listed in the inventory attached to the original application and remaining unsold, and shall not contain any goods, wares or merchandise not included in such original application. Upon receipt of such application for renewal, the Chief of Police shall cause an investigation to be made and if satisfied of the truth of the statements contained in such application for renewal, the Chief of Police shall grant such renewal permit for the said additional period of not to exceed sixty (60) calendar days, upon like terms and conditions.

Any person holding a permit hereunder who shall have been conducting the same business in the same location where the sale is being conducted for a continuous period of at least three (3) years prior to the date of the commencement of such sale shall be exempted from the payment of such renewal fee as herein provided.

Sec. 1309. *Appeal.* If the Chief of Police shall deny an application for a permit hereunder, or an application for renewal, or shall revoke a permit already issued, the applicant may appeal to the Board of Permit Appeals of the City and County of San Francisco.

Sec. 1310. *Violations.* Any person violating or failing to comply with any of the provisions of this Article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars (\$500.00) or by imprisonment in the county jail for a period of not more than ninety (90) days, or by both such fine and imprisonment.

Sec. 1311. *Advertising.* It shall be unlawful to indicate in any advertising, either directly or indirectly, that such sale is held with the approval of the Chief of Police. Such advertising shall contain a statement in the following words and no others: "Sale held pursuant

to Permit No. — of the Police Department granted on the — day of —, and in such blank spaces the permit number and the requisite dates shall be indicated.

Sec. 1312. *Exemptions.* The provisions in the herein Article shall not apply to or affect the following persons:

- (1) Persons acting pursuant to an order or process of a court of competent jurisdiction;
- (2) Persons acting in accordance with their powers and duties as public officers, such as sheriffs and marshals;
- (3) Duly licensed auctioneers selling at auction;
- (4) Any publisher of a newspaper, magazine or other publication who publishes any such advertisement in good faith without knowledge of its false, deceptive or misleading character or without knowledge that the provisions of this Article have not been complied with.
- (5) Owners and operators of radio broadcasting stations who broadcast any such advertisement in good faith without knowledge of its false, deceptive or misleading character or without knowledge that the provisions of this Article have not been complied with.

Sec. 1313. *Permit Required Notwithstanding Any Other Code Provisions.* The issuance of a permit under the provisions of this Article shall not exempt the permittee, notwithstanding any section of the San Francisco Municipal Code or any section of any ordinance of the City and County of San Francisco making any section or sections thereof inapplicable, from the provisions of the San Francisco Municipal Code or any ordinance or ordinances of the City and County of San Francisco requiring a permit or license or the payment of a fee or license tax.

Sec. 1314. *Saving Clause.* If any section, subsection, sentence, clause, phrase or word contained in this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase and word thereof irrespective of the fact that any one or more other sections, subsections, sentences, clauses, phrases or words be declared unconstitutional or invalid.

August 3, 1942—Consideration continued until August 10, 1942.

Passed for Second Reading.

The roll was called and the foregoing Bill was *Passed for Second Reading* by the Following Vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Action Rescinded.

Subsequently during the proceedings, Supervisor O'Gara, who was absent at the time of the foregoing Roll Call, announced that the Attorney for the Better Business Bureau had requested that the foregoing Bill be re-referred to committee. For that reason, he would move that the action whereby the foregoing Bill had been Passed for Second Reading, be rescinded.

No objection, and so ordered.

Re-reference to Committee.

Thereupon, Supervisor O'Gara moved that the Bill be re-referred to the Police Committee.

No objection, and so ordered.

Adopted.

Police Department Authorized and Directed to Install Stop Signs
At Various Locations.

(Series of 1939)

Resolution No. 2805, as follows:

Resolved, That, pursuant to the provisions of the Vehicle Code of the State of California, the intersections hereinafter named be and they are hereby designated "stop intersections";

Northeast corner of Pine and Fillmore Streets.
 Northwest corner of Pine and Steiner Streets.
 Southeast corner of Pine and Steiner Streets.
 Northwest corner of Pine and Scott Streets.
 Southeast corner of Pine and Scott Streets.
 Southeast corner of Mason and Eddy Streets.
 Northeast corner of Pine and Hyde Streets.

Further Resolved, That the Police Department of the City and County of San Francisco be and it is hereby authorized and directed to cause stop signs to be installed at the locations designated hereinabove.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Re-reference to Committee.

Amending Resolution No. 2378 by Adding Thereto Edith Street, and Sixteenth Street, South Side, West of Castro Street to end of Paved Street, As Streets Upon Which Parking Is Prohibited Day or Night.

(Series of 1939)

Resolution No., as follows:

Resolved, That pursuant to Article 3, Section 32 of Bill 863, Ordinance 390 (Series of 1939) Traffic Code, the following parking limitations be adopted:

Parking Prohibited on Certain Streets, Day or Night

It shall be unlawful for the driver of any vehicle to stop the same or park for a longer period of time than is necessary for the actual loading or unloading and delivering of passengers or materials during any hour of the day or night on the following streets:

Adair Street.

Bernal Avenue, west side, from the south line of Brook Street to the east line of Diamond Street, and on the east side of Bernal Avenue from the south line of Brook Street to a point 500 feet northerly along the curb from the point of intersection of the easterly curb line of Diamond Street and the westerly curb line of Bernal Avenue.

Brosnan Place, north side, between Valencia and Guerrero Streets.

Bush Street, south side, between Market and Battery Streets. (For U. S. Army vehicles only.)

Chesley Street, west side.

Clinton Street, south side, from Valencia to Dolores Street.

Columbia Square, east side, between Folsom and Harrison Streets.

Edith Street between Greenwich and Lombard Streets.

Eighteenth Street, north side, between Illinois and Third Streets.

Ewer Place.

Frank Place.

Geary Street, south side, from the west property line of Presidio Avenue to the east property line of 2686 Geary Street.

Grant Avenue, east side, between Bush Street and Broadway.
Grove Street, north side, between Van Ness Avenue and Franklin Street.
Hoff Street, east side, between 16th and 17th Streets.
Houston Street.
Illinois Street, west side, between Eighteenth and Nineteenth Streets.
Illinois Street, west side, between Mariposa and Eighteenth Streets.
Ivy Street.
Jessie Street, north side, between First and Ninth Streets.
Jessie Street, south side, between Fourth and Fifth Streets.
Jones Street, west side, between Green and Union Streets.
Kearny Street, from Broadway to Vallejo Street.
Lexington Avenue, east side, between Sycamore Avenue and 21st Street.
Lilac Street, between 25th and 26th Streets.
Malvino Place.
Mariposa Street, south side, between Illinois and Third Streets.
Mason Street, west side, between Bush and Pine Streets.
Mountain Spring Avenue, north side, westerly for a distance of 150 feet from Glenbrook Avenue.
Natoma Street, both sides, between Fremont and First Streets.
Natoma Street, north side, between Tenth and Eleventh Streets.
Nineteenth Street, north side, between Illinois and Third Streets.
Oregon Street, south side, between The Embarcadero and Drumm Street.
Presidio Avenue, west side, from Post Street to Geary Boulevard.
Rondell Place, east side, between 16th and 17th Streets.
San Carlos Avenue, east side, between Sycamore Avenue and 21st Street.
Sixteenth Street, first block easterly from Illinois Street.
Sixteenth Street, south side, west of Castro Street to end of paved street.
Stevenson Street, north side, between First and Ninth Streets.
Sycamore Avenue, south side, between Mission and Valencia Streets.
Sea Cliff Avenue, south side, westerly from the intersection of El Camino del Mar.
Taylor Street, east side, between Pine and California Streets.
Twentieth Street, south side, from Illinois to Massachusetts Streets.
Yerba Buena Street, east side, between Sacramento and Clay Streets.

Supervisor MacPhee moved that the foregoing resolution be re-referred to committee and that the people on the blocks of the streets affected be notified of the intended action by the Board.

No objection and so ordered.

Adopted.

**Police Department Authorized and Directed to Remove Stop Signs
At Various Locations.**

(Series of 1939)

Resolution No. 2806, as follows:

Resolved, That the Police Department be and it is hereby authorized and directed to remove stop signs at the following locations:

Northwest corner of Pine and Kearny Streets.
Southeast corner of Pine and Kearny Streets.
Northeast corner of Bush and Scott Streets.
Northeast corner of Bush and Steiner Streets.
Northeast corner of Bush and Fillmore Streets.
Northeast corner of Bush and Franklin Streets.
Northeast corner of Bush Street and Van Ness Avenue.
Northeast corner of Bush and Larkin Streets.
Northeast corner of Bush and Jones Streets.

Southwest corner of Pine and Kearny Streets.
Southwest corner of Pine and Powell Streets.
Southwest corner of Pine and Larkin Streets.
Southwest corner of Pine Street and Van Ness Avenue.
Southwest corner of Pine and Divisadero Streets.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Adopted.

The following recommendations of the Public Health and Welfare Committee were taken up:

Present: Supervisors Shannon, Roncovieri.

Abatement Proceedings—357 Noe Street.

(Series of 1939)

Resolution No. 2807, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 357 Noe Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Abatement Proceedings—333 Buchanan Street.

(Series of 1939)

Resolution No. 2808, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 333 Buchanan Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Abatement Proceedings—44-A Sumner Street (Rear).

(Series of 1939)

Resolution No. 2809, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 44-A Sumner Street

(rear), in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Consideration Postponed.

Abatement Proceedings—7-A Sumner Street (Rear).

(Series of 1939)

Resolution No., as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 7-A Sumner Street (rear) in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

On motion by Supervisor Shannon, consideration of the foregoing resolution was *postponed until Monday, August 24, 1942, at 2:30 p. m.*

Adopted.

Abatement Proceedings—1030 Jamestown Avenue.

(Series of 1939)

Resolution No. 2810, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 1030 Jamestown Avenue, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Abatement Proceedings—2105 Scott Street.

(Series of 1939)

Resolution No. 2811, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 2105 Scott Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, O'Gara—3.

Adopted.

The following recommendations of Streets Committee were taken up:

Present: Supervisors Meyer, Gallagher.

Intention to Change and Establish Grades on Portion of Egbert Avenue Between Newhall and Phelps Streets, and Portion of Newhall Street Between Egbert and Carroll Avenues.

(Series of 1939)

Resolution No. 2812, as follows:

Resolved, That it is the intention of the Board of Supervisors to change and establish grades on the following named streets, at the points hereinafter specified and at the elevations above city datum as hereinafter stated, in accordance with Order No. 18,315 of the Director of Public Works dated July 24, 1942, making written recommendation of such action, filed with said Board July 27, 1942, to-wit:

Egbert Avenue

	<i>feet</i>
Newhall Street	28.30

On a line at right angles to the southerly line of 254 feet westerly from the westerly line of Newhall Street produced	30.67
--	-------

On a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street	38.44
---	-------

(The same being the present official grade.)

Newhall Street

Egbert Avenue	28.30
---------------------	-------

On a line parallel with and 298.13 feet southerly from

Carroll Avenue	28.30
----------------------	-------

(The same being the present official grade.)

On Egbert Avenue between Newhall Street and a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street and on Newhall Street between Egbert Avenue and a line parallel with and 298.13 feet southerly from Carroll Avenue be changed and established to conform to true gradients between the grade elevations above given therefor.

The Board of Supervisors hereby declares that no assessment district is necessary as no damage will result from said change of grades.

The Director of Public Works is hereby directed to cause to be conspicuously posted along the street or streets upon which such change or modification of grade or grades is contemplated, notice of the passage of this Resolution of Intention.

These proceedings are instituted in accordance with the "Change of Grade Act of 1909." The *San Francisco News* is hereby designated as the newspaper in which this resolution shall be published.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Passed for Second Reading.

Amending Spur Track Permit, Southern Pacific Company, Twelfth Street Between Howard and Harrison Streets, So As to Remove Restrictions As to Hours When Switching Operations May Be Conducted, in Order to Facilitate Movement of Army Air Corps Material.

(Series of 1939)

Bill No. 1839, Ordinance No. , as follows:

Amending Section 2 of Ordinance No. 6512 (new series), entitled, "Granting permission, revocable at will of the Board of Supervisors, to the Southern Pacific Company to operate with steam locomotives and cars over the tracks belonging to the City and County of San Francisco, formerly the property of the Ocean Shore Railway Company, as hereinafter described"; and repealing Ordinance No. 8664 (new series).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 6512 (New Series), entitled "Granting permission, revocable at will of the Board of Supervisors, to the Southern Pacific Company to operate with steam locomotives and cars over the tracks belonging to the City and County of San Francisco, formerly the property of the Ocean Shore Railway Company, as hereinafter described," is hereby amended to read as follows:

Section 2. Provided, That the Southern Pacific Company shall be required to flag the crossings of Harrison Street and Folsom Street on the passing of locomotives, car or cars; and

Provided, That the Southern Pacific Company shall be required to take proper and adequate precautions to protect the safety and property of any and all persons in the streets designated in this ordinance during all times when, and at the locations where, switching operations are being conducted on said spur track, and will obey all lawful regulations of the Department of Public Works and of the Police Commission relative to the maintenance of warning signs and barriers at or near said spur track.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Accepting Roadway of Newhall Street Between Bayview Street and Topeka Avenue.

(Series of 1939)

Bill No. 1840, Ordinance No. , as follows:

Providing for acceptance of the roadway of Newhall Street between Bayview Street and Topeka Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Newhall Street between Bayview Street and Topeka Avenue, including the curbs.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

CONSIDERATION OF MAYOR'S VETO.

Tabled.

Resolution Directing Clerk to Urge Governor and Local Ranking Official of California State Guard to Supply Immediately the Guards Necessary to Patrol the Hetch Hetchy Water Supply and Transmission Facilities.

July 14, 1942.

Honorable Board of Supervisors,
City Hall,
San Francisco, California.

Gentlemen:

I have before me your Resolution No. 2757 dealing with the guarding of the properties used in connection with the Hetch Hetchy water supply. The resolution sets forth the necessity of guarding the properties of the Hetch Hetchy projects and the San Francisco water distribution system by the use of the State Guard and directs the Clerk of your Board to contact Governor Olson to the end that the State Guard may be assigned to guard certain portions of these properties. I herewith return you the resolution with my veto and disapproval endorsed thereon for the following reasons:

1. The matter of requesting the Governor to authorize the guarding of these properties has been given my consideration as far back as January 15, 1942, when I addressed a telegram to His Excellency, the Governor, directing his attention to the necessity of properly guarding the properties under the jurisdiction of the Public Utilities Commission and used for the supplying of water to San Francisco and adjacent communities. In this telegram I emphasized the importance of these properties in supplying water, not only to San Francisco, but to the different army posts about the bay and to the cities adjacent to us on the south and advised him that in the opinion of the Manager of Utilities over two hundred guards would be necessary to properly guard the properties.

Subsequent to that telegram, the Manager of Utilities and the Manager of the San Francisco Water Department had many conferences with General Donovan, the Adjutant General of the State of California, which resulted in a certain number of guards being assigned to guard the water properties belonging to the city. A complete guard was assigned to the San Mateo lakes and the Hetch Hetchy project on the basis that the city would supply the necessary camps, the necessary automobiles for transportation and allow to the guard the sum of fifty cents per day for each man, the same to be applied toward his maintenance.

The Adjutant General was able to supply a sufficient number of guards to take care of the San Mateo lakes and the Hetch Hetchy project, but the Public Utilities Commission had to rely upon civilian guards to care for certain properties in Alameda and Santa Clara Counties.

Recently the officers of the guard contacted the Manager of Utilities and stated that the arrangement theretofore entered into was not sat-

isfactory and if the guard was to be utilized in the future \$1.00 per day, plus an allowance for transportation, would have to be allowed for sustenance. The matter of the adjustment of this controversy is now in the hands of the Manager of Utilities and the Adjutant General of the National Guard and it is hoped it will be worked out to the satisfaction of all parties and the guard will be able to continue with the guarding of the city's properties.

At the present time there are some twenty-one civilian guards engaged in guarding the properties in Alameda County. Some of these are assigned to the Calaveras Reservoir and some to the guarding of the bay crossing. The civilian guard is supplemented by a small detail from the California State Guard at the bay crossing and the Manager of Utilities is now negotiating to obtain a complete guard for, not only the bay crossing, but for all the Alameda County properties. As I have said, at the present time twenty-one civilian guards are being utilized in Alameda County. The State Guard, however, is of the opinion that seventy guards are necessary to properly guard these properties and it doubts very much if these guards are available.

I have given you this brief outline of the situation to the end that you may be assured that the matter of guarding San Francisco's water properties has not been overlooked or neglected by the administrative branch of the government. If the Board of Supervisors should take any action at this time, dealing with this particular subject, I am quite sure it would only interfere with the efforts of the Manager of Utilities to obtain the services of the State Guard.

2. I further direct your attention to Section 22 of the Charter, the pertinent portion of which reads as follows:

"Neither the board of supervisors, nor its committees, nor any of its members shall dictate, suggest or interfere with appointments, promotions, compensations, disciplinary actions, contracts, requisitions for purchases or other administrative recommendations or actions of the chief administrative officer, or of department heads under the chief administrative officer, or under the respective boards and commissions."

It appears to me that the action suggested by your resolution is a direct violation of this section of the Charter.

Therefore, as I have said, your resolution is returned to you with my veto and disapproval endorsed thereon.

Respectfully yours,

ANGELO J. ROSSI, Mayor.

P. S.—The enclosed correspondence which bears on the subject of this letter may be of interest to you.

ANGELO J. ROSSI, Mayor.

Directing Clerk to Urge Governor and Local Ranking Official of California State Guard to Supply Immediately the Guards Necessary to Patrol the Hetch Hetchy Water Supply and Transmission Facilities.

(Series of 1939)

Resolution No. 2757, as follows:

Whereas, the Hetch Hetchy Water Supply, together with the facilities necessary to convey it to San Francisco and other consumers, including industries engaged in production of materials necessary for the conduct of the war, is of vital importance and constitutes an important adjunct to the war effort and to the health and welfare of the people engaged in that endeavor; and

Whereas, the truth of this is acknowledged by the fact that most of the supply and distribution facilities of the Hetch Hetchy System are presently being guarded, against sabotage, by the California State Guard; and

Whereas, no provision has been made for the protection of certain strategic facilities, the location of which is already known by, or will be supplied to the proper authorities, to properly guard and protect which will require sixteen additional men; and

Whereas, if the urgency of immediately providing the guards necessary to the protection of these facilities be brought to the attention of the authorities whose duty it is to safeguard them, they cannot fail to realize the imperativeness of such action and to at once provide the personnel required for their protection, even if this be accomplished by the transfer of men now assigned to other but relatively less important assignments; now, therefore, be it

Resolved, That this Board of Supervisors does hereby instruct the Clerk to communicate with the local ranking official of the California State Guard and to urge him, under his emergency powers, to immediately supply the guards necessary to patrol the facilities heretofore referred to; and be it

Further Resolved, That the Clerk of this Board be and is hereby authorized and directed to contact His Excellency Governor Culbert L. Olson; to apprise him of the facts and of the necessity for early action for the protection of these properties and to urge him to take such confirming or other action as will immediately and henceforth surround them with the same protection now provided other strategic facilities throughout the Hetch Hetchy and San Francisco Water Distribution System.

July 20, 1942—Consideration continued until July 27, 1942.

July 27, 1942—Consideration continued until August 3, 1942.

August 3, 1942—Consideration continued until August 10, 1942.

Supervisors Gallagher and MacPhee reported on consideration, which is being given to the necessary protection of Hetch Hetchy and Water Department properties and advised that there would be no useful purpose in overriding the Mayor's veto.

Thereupon, Supervisor Brown, seconded by Supervisor MacPhee, moved that the matter be tabled.

No objection and so ordered.

CONSIDERATION OF MAYOR'S VETO.

Mayor's Veto Sustained.

Resolution Approving the Pooling of Transportation Facilities of the Municipal Railway and Market Street Railway Systems.

August 3, 1942.

Honorable Board of Supervisors,
City Hall,
San Francisco, California.

Gentlemen:

I am returning Resolution No. 2785 with my disapproval endorsed thereon. This Resolution is disapproved because approval thereof would be an idle act in view of the letters of the Manager of Utilities and of the President of the Market Street Railway Company, dated July 28 and July 30, respectively, copies of which are attached for your information.

Yours very truly,

ANGELO J. ROSSI, Mayor.

July 28, 1942.

Honorable Board of Supervisors,
City Hall,
San Francisco, California.
Gentlemen:

Answering your letter of even date, attaching resolution requesting the Public Utilities Commission to negotiate with the Market Street Railway Company for the pooling of facilities of the Municipal Railway and Market Street Railway:

Please be advised that in January, 1942, the Public Utilities Commission entered into such negotiations with the Market Street Railway and these negotiations failed because of the adverse interests and objectives of the two railway systems. The duty of the Market Street Railway officials is to make a profit for their stockholders. The object of the Public Utilities Commission, on the other hand, is to give as much service as possible for the least amount of money. Two organizations with such a fundamental difference in the reason for their existence cannot pool facilities and operate their systems on a dual-fare basis and with two heads trying to run one business.

I repeat what I have hitherto reported to your Honorable Board:

1. Market Street Railway cars are not for rent.
2. Even if they were for rent, they would be useless to the Municipal Railway without the use of the inner tracks on Market Street.
3. Inner track space on Market Street is not for rent.
4. All facilities of the Market Street Railway Company are offered for sale to the City.

On May 26, 1942, a "pay-as-you-go-out-of-earnings" plan for the lease-purchase of the Market Street Railway was presented to the Board of Supervisors by the Public Utilities Commission. Since that time 62 days have elapsed and no action has been taken by your Honorable Board. I reiterate that under war conditions, each day of delay in the purchase of the Market Street Railway by the City represents a loss of \$8,000 to the people of San Francisco, which, under the lease-purchase plan, would be applied to the purchase price. Since the lease-purchase plan was presented to your Board, \$496,000 has been lost to the City by inaction.

It seems that both the national authorities, as represented by Lieutenant General Brehon Somervell and Mr. Joseph B. Eastman, Director of Defense Transportation, and your Honorable Board earnestly desire pooling of the facilities of the Municipal Railway and the Market Street Railway Company so that maximum use can be made of every car and bus and every foot of railway track in existence in San Francisco. The only way in which such pooling can be effected is by purchase of the Market Street Railway Company by the City. Authority to consummate the "pay-as-you-go-out-of-earnings" plan now before your Honorable Board is, in my opinion, the only practical way in which quick pooling of all transportation equipment in San Francisco can be accomplished.

Very truly yours,

E. G. CAHILL,

Manager of Utilities.

MARKET STREET RAILWAY COMPANY
San Francisco, Calif.

July 30, 1942.

Honorable Angelo J. Rossi, Mayor,
City and County of San Francisco,
City Hall, Civic Center,
San Francisco, California.

Dear Mr. Mayor:

I am in receipt of your letter of July 28th, enclosing a copy of a Resolution passed by the Board of Supervisors on the 27th of this

month, relating to pooling of facilities of the Market Street Railway Company and the Municipal Railway.

This matter has been discussed on several occasions with you and Mr. Cahill. At those times it was found to be impracticable and we are still of the same opinion, because of (1) the need of our equipment for progressively increasing traffic requirements and (2) the difference in fares of the Municipal Railway and ourselves.

At a meeting in the offices of the Railroad Commission several weeks ago plans were discussed to take care of the increased passenger load when the shipyards in Sausalito and Richmond are completed. It was estimated that this additional traffic, together with the increasing traffic mentioned before, will take all of our idle equipment together with track space that such equipment requires.

Very truly yours,

(Signed) SAMUEL KAHN,
President.

**Approving the Pooling of Transportation Facilities of the
Municipal Railway and Market Street Railway Systems.**

(Series of 1939)

Resolution No. , as follows:

Whereas, adequate transportation facilities are essential to the successful prosecution of our war effort; and

Whereas, Lieutenant-General Brehon Somervell, of the Office of Services of Supply, Washington, D. C., has strongly recommended the pooling of the equipment of San Francisco's two street railway systems until such time as the City and County of San Francisco can acquire complete control of the operating properties of the privately-owned company; now, therefore, be it

Resolved, That pending the result of negotiations now being carried on for consolidation of the Municipal Railway and the Market Street Railway systems, the Public Utilities Commission be and it is hereby authorized and requested to negotiate with the Market Street Railway Company for the pooling of the facilities of the Municipal Railway's and the Market Street Railway Company's facilities until said consolidation has been effected.

Discussion.

After the reading of the foregoing communications from his Honor, the Mayor, from Mr. E. G. Cahill, Manager of Utilities, and from Mr. Samuel Kahn, President of the Market Street Railway Company, by the Clerk, Supervisor Brown took exception to the statement by Mr. Cahill that the delay in approval of the proposed lease-purchase plan has cost San Francisco \$496,000. That purported amount which would have been lost to San Francisco would have been made up largely by increased street car fares. As far as any loss to San Francisco as a whole is concerned, the amount mentioned has been, in large part, saved to the people by not increasing street car fares.

Supervisor MacPhee reported that Lieutenant General Somervell has suggested the proposed pooling of facilities of the two systems, and has stated that an investigation has disclosed that such procedure is necessary. For that reason it is necessary that the Board, on recommendation of the General, recommend the proposed pooling, pending the consolidation of the two systems. For that reason he would move that the Mayor's veto be overridden. Motion seconded by Supervisor Mead.

Supervisor Shannon held that the Mayor's veto should be sustained. He felt that the Mayor and the Board of Supervisors knew more about local conditions and the necessity for proper operation of our street car systems than did General Somervell.

Mr. Newton, representing the Market Street Railway Company, in reply to questioning by Supervisor Roncovieri, stated that his company had investigated the subject of pooling, and had decided against it. The company would, in the near future, require all the facilities it now owns.

Supervisor O'Gara, in explaining his views, stated he would vote to override the Mayor's veto. He believed the Board should go on record as indicating its dissatisfaction with the efforts made so far in this direction. It is obvious, he continued, that neither Mr. Cahill nor Mr. Newton is interested in anything except the plan they have worked out. Mr. Cahill and Mr. Newton should get together and make arrangements for temporary leasing of equipment to the city, for a reasonable price, until the Market Street Railway Company actually needs the equipment. Arrangements should be made, also, to permit the city to use the inner tracks on Market Street temporarily.

Supervisor MacPhee held that in spite of statements that the pooling "cannot be done," in view of the emergency it is absolutely necessary "to do it." There is too much "can't be done" attitude. Both companies should get together and pool their facilities.

Veto Sustained.

Thereupon, the roll was called and the Mayor's veto was *sustained* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, O'Gara—4.

Absent: Supervisors Brown, Colman, Green, Meyer, Roncovieri, Shannon, Uhl—7.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Adopted.

The following recommendations of his Honor, the Mayor, were taken up:

Leave of Absence—Russell L. Wolden, Assessor.

(Series of 1939)

Resolution No. 2816, as follows:

Resolved, That in accordance with the recommendation of his Honor, the Mayor, Hon. Russell L. Wolden, Assessor, is hereby granted a leave of absence for a period not to exceed thirty days, beginning September 5, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Leave of Absence of Honorable Ramsay Moran, Member of Board of Trustees of War Memorial, Extended to September 15, 1942.

(Series of 1939)

Resolution No. 2817, as follows:

Resolved, That in accordance with the recommendation of his Honor, the Mayor, Honorable Ramsay Moran, member of the Board of Trustees of the War Memorial, be and he is hereby granted a leave of absence of from July 8, 1942, to September 15, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Dim-Out Ordinance.

(Series of 1939)

Supervisor Gallagher presented:

Bill No., Ordinance No., as follows:

Providing for the extinguishing or control from sunset to sunrise of lighted signs, commercial floodlighting, display lighting, amusement places, ground area and industrial illumination; providing for the shielding of illuminated signs or signals under governmental control; exempting navigation lights and railroad signals; providing that street and highway lights, residential, commercial and industrial windows, industrial fires, and vehicle headlamps shall be shielded or restricted; authorizing the Chief of Police to issue further regulations; authorizing the issuance of citations for violations; providing for a penalty for violations; declaring that an emergency exists which requires that this ordinance becomes effective at once; providing for the repeal of conflicting ordinances or regulations; providing for severability of various parts of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. During the now existing war, and while such war shall continue between the United States of America and any foreign power and at all times at night from sunset to sunrise lighting within the City and County of San Francisco shall be extinguished or controlled as follows:

(a) Signs, Commercial Floodlighting, Display Lighting and Amusement Places. Illuminated signs and ornamental lighting of every description which are visible out-of-doors, and floodlighting which illuminates buildings or signs, including but not limited to all exterior advertising signs, billboards, display lighting, theatre marquee signs, building outline lighting and interior signs and ornamental lighting immediately within unobscured window areas, shall be extinguished. This provision is not intended to prohibit ordinary store show-window lighting of normal intensity, except as provided for in Section 2 of this ordinance.

(b) Ground Areas and Industrial Illumination. Illumination of outdoor areas shall be controlled as follows:

(1) Subject to the exceptions hereinafter stated, illuminations on all outdoor ground areas, including but not limited to automobile service station yards, outdoor parking areas, recreation areas, and entrances to buildings, shall not exceed one foot candle at any point, and all outdoor light sources shall be so shielded that no light is emitted upward. The foregoing sentence shall not apply to street and highway lights nor to the ground areas illuminated solely thereby, nor to the classes of illumination referred to in the next subparagraph hereof.

(2) All light sources for industrial and protective purposes, and light from industrial processes, shall be shielded or revised to as great an extent as may be practicable in order to eliminate or reduce to a minimum the amount of light which is emitted upward.

(c) Traffic Signs and Signals. All illuminated signs or signals which are authorized or maintained by governmental authority for the purpose of controlling street or highway traffic shall remain in operation, but shall be so shielded that no light is emitted upward.

(d) Navigation Lights and Railroad Signals. Authorized

lights to facilitate air or water navigation, and authorized railroad signal lights, are hereby expressly excepted from all the provisions of this ordinance.

Section 2. In addition to the restrictions hereinbefore imposed, illumination within that part of the Zone of Restricted Lighting, which is "visible from the sea," as hereinafter defined, shall be further diminished or obscured at all times at night from sunset to sunrise as follows:

(a) Street and Highway Lights. Street and highway lights in areas which are normally visible from the sea shall be so shielded that they are not visible from the sea at night, and so that no light is emitted upward.

(b) Residential, Commercial and Industrial Windows. No lighting shall be permitted behind windows or glazed doors visible from the sea unless they are covered by drapes or shades.

(c) Street and Highway Traffic. Within areas from which normal automobile headlamps are visible from the sea all vehicles shall be subject to the following regulations:

(1) No vehicle shall operate during the night hours between sunset and sunrise with more than two lighted driving lamps, regardless of the direction of travel. Each such lamp shall provide a maximum of not more than 250 beam candlepower.

(d) Industrial Fires. All light from industrial processes, and from industrial fires, such as light from refuse burners, kilns, and furnaces, which are visible from the sea, shall be so shielded that they are not visible from the sea at night, and so that no light is emitted upward.

(e) Except for the lights referred to in subparagraph 2 (c), and 2 (d) hereof, all other lights visible from the sea are prohibited at night, including but not limited to light from fires, bonfires, parked cars, flashlights and lanterns.

(f) The phrase "visible from the sea," as used herein, is intended and construed to mean and include that which is visible from the waters of the Pacific Ocean.

(g) The Chief of Police, subject to the approval of the Mayor, is hereby authorized, directed and empowered to prepare and promulgate such rules and regulations and revisions and amendments thereof, as may, in his discretion be necessary to carry out the expressed intent of this ordinance. Said Rules and Regulations shall be published once in the official newspaper of the City and County and shall become effective at five o'clock p. m. the day they are so published. Copy of said rules and regulations shall be filed at the office of the Chief of Police.

Section 3. In any case in which it is lawful for any peace officer, fireman, or air raid warden to arrest without a warrant for a violation of this ordinance, he may issue a citation in the manner set forth in Section 7.5 of Bill No. 1539, Ordinance No. 1461 (Blackout Ordinance).

Section 4. Every person violating the provisions of this ordinance shall be guilty of a misdemeanor and shall be punished by a fine not exceeding five hundred dollars (\$500.00) or by imprisonment in the county jail for a term not to exceed six (6) months, or by both such fine and imprisonment.

Section 5. This ordinance is passed as an emergency measure, and the Board does, by the vote by which this ordinance is passed, hereby declare that a national emergency exists, which makes it imperative that this ordinance should become effective forthwith, the nature of

said emergency being as follows: That a state of war now exists between the United States of America, the Empire of Japan, the government of the German Reich, the Kingdom of Italy and other foreign countries, and the possibility exists of an immediate air attack and/or submarine attack upon the western coast of the United States of America, including the City and County of San Francisco.

Section 6. Repeal. Any and all ordinances, or regulations of the Chief of Police, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed, but only to such extent as conflict may exist.

Section 7. Severability. If any provision of this ordinance or the application thereof to any person or citizen is held invalid, such invalidity shall not affect any other provision or the application thereof, which can be given effect without the invalid provision or application and to this end the provisions of this ordinance are declared to be severable.

Referred to Police Committee.

Board of Supervisors Supports "Second Front."

(Series of 1939)

Supervisor Green presented:

Resolution No. 28113, as follows:

Whereas, the United States of America is engaged in a world-wide military conflict against those who would destroy our democratic form of government; and

Whereas, we have allied ourselves with other nations who stand for the same principles of freedom and democracy as ourselves in this conflict; and

Whereas, said nations, known as the United Nations, are mutually bound to defeat the barbaric forces of the German war lords and their axis allies; and

Whereas, the United Nations are mutually interdependent in and between each other; and

Whereas, it is to the best interest of the United States of America and the United Nations that the German war machine be forced to diversify its offense and defense thereby scattering its forces and weakening its striking and defensive power; and

Whereas, the best means for such diversion and scattering of said forces is to force the German war machine to fight on more than one battle front; and

Whereas, there have been expressions by high administrative and military authorities as to the necessity and feasibility of another battle front or as is commonly called a "second front" in Europe; and

Whereas, such a "second front" may soon be decreed and ordered by said administrative and military authorities; now, therefore it is hereby

Resolved, That the Board of Supervisors of the City and County of San Francisco be unanimously of record in actively supporting and espousing a "second front" when and if it be decreed and ordered, and that the Board assure our administrative and military authorities of our willingness and desire to make every sacrifice necessary to expedite such "second front" that in the opinion of experts will make for a more speedy and decisive victory for the U. S. A. and their allies over the axis powers; and be it

Further Resolved, That a copy of this resolution be forwarded to the President of the United States and to the members of the Senate and House of Representatives.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Appropriating the Sum of \$6,270 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.200.79-8, Contractual Service, Control Room, Civilian Defense, to Provide Funds for the Modification and Extension of Existing Control Operations; An Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented, with the Finance Committee's approval:

Bill No. 1841, Ordinance No. 1749, as follows:

Appropriating the sum of \$6,270 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.200.79-8, Contractual Service, Control Room, Civilian Defense, to provide funds for the modification and extension of existing control operations; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,270 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.200.79-8, to provide funds for the following requirements in connection with the modification and extension of existing Control Operations:

Alterations, sandbagging, and engineering	\$1,700
Installations	1,000
Rent	3,570

Total	\$6,270
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Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: Control Operations are a most vital part of the work of civilian defense and its efficient functioning involves the welfare, health and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency; funds have not heretofore been provided for this work and the above sum is necessary for the modification and extension of the existing system.

Recommended by the Director of Civilian Defense.

Funds available by the Controller.

Approved as to form by the City Attorney.

Recommended and approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Finally passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Testimonial Banquet for Mr. Henry J. Kaiser.

(Series of 1939)

Supervisors MacPhee and Colman presented:

Resolution No. 2815, as follows:

Whereas, Henry J. Kaiser, an outstanding citizen and contractor of national repute is about to return to the Bay Area, with a contract from the Federal Government for the construction of great cargo-carrying planes, a proposal which he advanced for more expeditious conduct of the war; and

Whereas, the ship-building and other achievements accomplished as a result of Mr. Kaiser's ingenuity and management constitute an indispensable contribution to the war effort; and

Whereas, it is fitting that grateful acknowledgment should be accorded Mr. Kaiser's endeavors; now, therefore, be it

Resolved, That His Honor, Mayor Rossi, with the cooperation of the Chief Administrative Officer be and is hereby respectfully requested to arrange a testimonial banquet for Mr. Kaiser upon his return from the East.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Opposing Reciprocal Trade Treaty with Iran, Proposing Tariff Concession on Almonds.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No., as follows:

Whereas, the United States State Department has announced it intends to negotiate a reciprocal trade treaty with Iran (Persia) in which it is proposed to grant tariff concessions on almonds, among other commodities, and

Whereas, ninety-five per cent of the American almond crop is grown in Northern and Central California, the heart of San Francisco's trade area, and

Whereas, the Northern and Central California almond industry, whose crop is grown under true American standards of production and processed under American standards of sanitation, was built under pledges and promises that it would be protected, and

Whereas, if the proposed tariff concessions are made, California almonds will be subjected to competition in the American market from cheap and inferior almonds from Iran, Spain and indirectly from Italy, to the injury of Northern and Central California almond growers, and

Whereas, whatever injures agriculture in San Francisco's trade area injures San Francisco itself; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby memorialize the Secretary of State of the United States to take note of the severe harm which would be caused to the California almond industry by the proposed tariff concessions to Iran on almonds and to revise the proposed treaty accordingly.

Referred to Public Welfare Committee.

Survey of Existing Buildings in Hunter's Point District.

(Series of 1939)

Supervisor Uhl presented:

Resolution No., as follows:

Whereas, the Federal Government is making extensive improvements at Hunter's Point; and

Whereas, many dwelling places are being erected in the immediate vicinity of the Federal location at Hunter's Point; and

Whereas, from the standpoint of health, it is necessary that the area under dwellings be rat-proofed and connection made with sewers; now, therefore, be it

Resolved, That the Chief Administrative Officer be and is hereby requested to conduct a survey of the existing buildings; and, be it

Further Resolved, That the Chief Administrative Officer be and is hereby requested to direct the Department of Public Works not to issue any further building permits for construction in this district unless

the buildings for which a permit is requested conforms with the Building Code of the City and County of San Francisco.

Referred to Public Buildings, Lands and City Planning Committee.

Consideration of Proposed Acquisition of Market Street Railway Company Properties.

Supervisor MacPhee reported on consideration given by the Joint Finance and Public Utilities Committee to the subject of the acquisition of the Market Street Railway Company properties. In connection therewith, he presented to the Board, communication addressed to himself, by the Mayor, announcing that he would invite Mr. Lake, from New York, to come to San Francisco on or about September 1, 1942, in an endeavor to arrive at some workable understanding for the acquisition of the private railway company's properties.

In his communication, the Mayor suggested that, on Mr. Lake's arrival in San Francisco, the Board of Supervisors resolve itself into a committee of the whole, and be prepared, if necessary, to meet constantly with city officials and other interested parties, to the end that this matter may be disposed of as soon as possible.

Following the reading by the Clerk, of the foregoing referred to communication, Supervisor MacPhee suggested that the Board make every effort to have complete all appraisals which have heretofore been requested, and that the Board agree to resolve itself into a committee of the whole and be prepared to meet constantly with Mr. Lake and others, as requested by the Mayor, in order to arrive at a decision in the matter.

Supervisor Roncovieri suggested, also, that as soon as reports are received from the Controller, the Railroad Commission, and the Real Estate Association, that the Board meet and consider those reports, and then meet with Mr. Lake after coming to some conclusion.

Supervisor MacPhee suggested further that as fast as reports are received, they be referred to the Joint Finance and Public Utilities Committee, and also be brought to the Board's attention immediately.

Whereupon, no objections being made, the foregoing suggestions were *accepted*.

Permit Procedure, Rules and Regulations for the Transportation of Flammable Liquids.

Supervisor MacPhee, Chairman of Finance Committee, reported on that committee's consideration of proposed legislation for regulation of transportation of Flammable Liquids. The Finance Committee has had several hearings on the matter, and postponements have been granted at the request of the Fire Marshal and of the other parties concerned. The Committee has not been responsible for any delay in the matter. Now the matter is, apparently, before two committees, the Police Committee and the Finance Committee, the President of the Board having at a recent Board meeting referred the matter to the Police Committee. The matter rightfully belongs with the Finance Committee, Supervisor MacPhee contended, and he requested the President to see that it remains in that committee.

Thereupon, the President stated that he was not aware that the matter had been in Finance Committee, and he suggested that the Police Committee sit with the Finance Committee in further consideration of the matter.

No objection, and so ordered.

Supervisor Uhl thereupon announced that a meeting had been set by the Chairman of the Police Committee to hear this subject on August 27, 1942, at 1:30 p. m.

Order of Roll Call for Voting by Members of the Board.

Supervisor Mead called attention to the practice of calling the roll in alphabetical order, to which some criticism has been directed. He announced his intention to have prepared a resolution providing that the various votes of the Board be taken by progressive alphabetical order, and requested that it be considered that such resolution had been presented and referred to the rules committee.

No objection, and so ordered.

Request for Report on Status of Joint Highway District No. 10.

Supervisor Uhl moved that Joint Highway District No. 10 be requested to submit to the Board a statement of the status of work now under way by that district and the sum necessary to bring it to fruition; also a statement as to work to be done during the current fiscal year and the amount of funds necessary to complete such contemplated work. He moved, also, that presentation and consideration of such report be made a special order of business for Monday, August 17, 1942, at 3:00 p. m., and that all parties interested therein be invited to be present at that time.

No objection, and so ordered.

Deadline for Consideration of Proposed Charter Amendments.

Supervisor O'Gara moved that the City Attorney be requested officially to inform the Board as to the deadline for presentation and consideration of proposed charter amendments for submission to the electors at the election in November.

No objection, and so ordered.

Supervisor Shannon Excused from Attendance at Meetings.

Pursuant to his own request, Supervisor Shannon was excused from attendance at any committee meetings during the current week, and from the regular Board meeting on Monday, August 17, 1942.

Following the request by Supervisor Shannon to be excused from meetings, the President, on behalf of the Board, extended congratulations to Supervisor Shannon on his coming marriage, and the best wishes of the Board for his continued success and happiness.

Supervisor Shannon, in brief reply, thanked the Board for its expression of good will toward him.

Communications.

Communications, as follows, were received, read by the Clerk, and acted on as noted:

From the Manager of Utilities, report on beneficial results to be obtained by consolidation of the Municipal and Market Street Railways under the proposed lease-purchase plan.

Referred to Joint Finance and Public Utilities Committee.

From the Manager of Utilities, report on subject of merger of Hetch Hetchy Project and San Francisco Water Department.

Referred to Joint Finance and Public Utilities Committee.

From Congressman Richard J. Welch, reporting on his activities with respect to resolution adopted by the Board of Supervisors on July 6th, concerning the mining of tin in Pacific Coast states.

Filed.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:35 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors August 17, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, August 17, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, AUGUST 17, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, August 17, 1942,
2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer,
O'Gara, Uhl—9.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Brown was noted present at 2:30 P. M.

Supervisor Shannon excused from attendance.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of August 10, 1942, was
considered read and approved.

SPECIAL ORDER—3:00 P. M.

Consideration Continued.

The following, from Joint Finance and Public Utilities Committee
without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

**Authorizing Public Utilities Commission to Enter Into Lease With
Market Street Railway Company for Acquisition of Its Transpor-
tation Facilities, With an Option to Purchase.**

(Series of 1939)

Bill No. 1741, Ordinance No., as follows:

Authorizing Public Utilities Commission to enter into lease with Mar-
ket Street Railway Company for acquisition of its transportation facili-
ties, with an option to purchase.

Be it ordained by the People of the City and County of San Fran-
cisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities
Commission, adopted May 25, 1942, the said Commission is hereby
authorized and directed to enter into a lease with the Market Street
Railway Company which lease shall, among other things, provide for
the acquiring of the use of all the operating properties of the said
company, including, but not limiting the same to lands, rights of way,
street cars, buses, tracks, trolleys, carbarns, power lines, transmission
lines, underground conduits, and all appurtenances and other proper-

ties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

July 6, 1942—Consideration continued until July 20, 1942.

July 20, 1942—Consideration continued until August 3, 1942.

August 3, 1942—Consideration continued until August 17, 1942.

Note: Pursuant to motion made by Supervisor Green on July 20, 1942, the above matter is to be considered by the Board of Supervisors sitting as a Committee of the Whole.

On motion by Supervisor MacPhee, consideration was *postponed until Monday, August 31, 1942, at 3:00 P. M.*

SPECIAL ORDER—3:00 P. M.

Consideration Postponed.

Report on Joint Highway District No. 10.

Consideration of request of Supervisor Uhl as to status of work under way and in contemplation to end of fiscal year by Joint Highway District No. 10.

On motion by Supervisor Uhl, consideration was *postponed until Monday, August 31, 1942, at 2:00 P. M.*

UNFINISHED BUSINESS.

Final Passage.

The following recommendation of Finance Committee, heretofore passed for second reading, was taken up:

Appropriating \$100, Department of Public Works, for Acquisition of Land, Extension of Edgewood Avenue.

(Series of 1939)

Bill No. 1833, Ordinance No., as follows:

Authorizing a supplemental appropriation of \$100.00 for the acquisition of certain land required for the southerly extension of Edgewood Avenue.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$100.00 out of the surplus existing in the Reserve for Land Purchases—Department of Public Works, to the credit of Appropriation No. 248.923.58, for the acquisition of certain land required for the southerly extension of Edgewood Avenue and for payment of incidental expenses.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2818, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905—Duplicate Tax Fund

1. Pierre Urrere, per Lot 19, Block 1230, personal property only for fiscal year 1941-1942.....	\$13.19
2. Bank of America N.T.&S.A., per Lot 55, Block 3568, second installment for fiscal year 1941-1942.....	69.02
3. The Hibernia Savings & Loan Society per Lot 19, Block 3521, first installment fiscal year 1941-1942...	26.38
4. Home Owners' Loan Corporation, per Lots 26-27, Block 6448, second installment fiscal year 1941-1942.	26.31
5. Fred Isaacson, per Lot 7, Block 3059, first installment fiscal year 1941-1942.....	19.56

Approved as to form by the City Attorney.

Funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2819, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905—Duplicate Tax Fund

1. Fernando Nelson and Sons:

<i>Fiscal Year</i>	<i>Lot</i>	<i>Block</i>	<i>Installment</i>	<i>Amount</i>
1941-42	6	5335C	2nd	\$6.37
"	20	5383	1st	8.35
"	22	5383	2nd	2.20
"	4x&5A	5384	1st	1.54
"	24, 25, 29,			
"	36	5384A	1st	5.72
"	4, 4a	5384D	2nd-1st	2.86

\$27.04

2. Charles E. and Grace Metz, per Lot 9, Block 1583,
first installment fiscal year 1941-42..... \$46.60

Approved as to form by the City Attorney.

Funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Cancellation of Taxes.

(Series of 1939)

Resolution No. 2820, as follows:

Whereas, the Assessor has reported that the M. V. "Infallible," a boat located and assessed in Ketchikan, Alaska, from and including 1938, is also assessed in San Francisco and appears on the Assessment Roll of the City and County of San Francisco, Vol. 4, Page 51, Line 14, fiscal year 1941-1942; and

Whereas, the taxes levied against said boat should be cancelled; now, therefore, be it

Resolved, That with the consent of the City Attorney the Controller be and he is hereby authorized to cancel, amounting to \$463.86 upon said property, in accordance with the terms of Section 4936 of the Revenue and Taxation Code.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Authorizing Revocable Permit for Electric Service to Log Cabin Ranch School.

(Series of 1939)

Resolution No. 2821, as follows:

Resolved, That the Juvenile Probation Committee on behalf of the City and County of San Francisco, a municipal corporation, be and is hereby authorized and directed to execute a revocable permit, dated as of July 30, 1942, to Pacific Gas and Electric Company, to construct, reconstruct, repair, maintain and use for the transmission of electricity one line of poles and wires, together with the necessary appurtenances and appliances, over certain lands of the City and County of San Francisco, a municipal corporation, known as the Log Cabin Ranch School property, San Mateo County, California, for the purpose of supplying electric power to said property.

Approved as to form by the City Attorney.

Recommended by the Director of Property.

Recommended by the Juvenile Probation Committee.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Lincoln Building Lease.

(Series of 1939)

Resolution No. 2822, as follows:

Resolved, This Board hereby declares that it was and is the intention that the equipment, fixtures, personal property and furniture

mentioned in subdivision (3) of Section 22, and in Section 23, of that certain lease to San Francisco Holding Co., a corporation, as Lessee, refers only to such equipment, fixtures, personal property and furniture owned or possessed by the Lessee.

Said lease covers that certain real property and improvements situated at the southeast corner of 5th and Market Streets, San Francisco, California, which lease was executed on June 26, 1942, by the City and County of San Francisco, a municipal corporation, as Lessor, pursuant to Resolution No. 2623, Series of 1939, adopted by this Board on May 11, 1942, and approved by the Mayor on May 13, 1942.

Recommended by the Real Estate Department.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Expressing Opposition to Proposal for Taxation by the Federal Government of Municipal Bonds.

(Series of 1939)

Resolution No. 2823, as follows:

Whereas, this Board of Supervisors is informed that the United States Treasury's proposal for the taxation of outstanding and future issues of state and municipal bonds will probably be considered by the Senate Finance Committee during the first part of the month of August, 1942; and

Whereas, the majority of cities in the United States have opposed said proposal for the reason that such taxation would automatically increase the interest rates on municipal bonds from three-fifths of one per cent to one per cent, and the additional financial burden would be imposed on city real estate taxes; and

Whereas, such taxation, if approved, would seriously hamper efforts of any city to progress through an improvement program financed by municipal bonds; now, therefore, be it

Resolved, That this Board of Supervisors does hereby direct the Clerk of the Board to telegraph immediately to Senator George, Chairman of the Senate Finance Committee, Washington, D. C., an expression of this Board's strenuous opposition to any proposal providing for taxation of municipal bonds; and be it

Further Resolved, That copies of this resolution be forwarded at once to Senator Hiram W. Johnson, Senator Sheridan Downey, Congressman Richard J. Welch and Congressman Thomas R. Rolph, with the request that they vigorously oppose said taxation proposal.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Authorizing Lease of Office Space in Babcock Building at 310 California Street for the Head Office of the War Price and Rationing Board.

(Series of 1939)

Resolution No. 2824, as follows:

Resolved, That the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to exe-

cute a month-to-month lease with Babcock Estate Company, a corporation, as Lessor, of rooms Nos. 302, 303 and 305 in the Babcock Building at 310 California Street, San Francisco, California. The Lease shall begin on September 1, 1942, at a rental of One Hundred Fifty and 00/100 Dollars (\$150.00) per month, payable from such funds as may be appropriated by this Board for said purpose. The premises are required for the head office of the War Price and Rationing Board.

The City Attorney shall approve the form of the lease.

Recommended by Real Estate Department.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Passed for Second Reading.

Authorizing Sale of City Land in Assessor's Block No. 12.

(Series of 1939)

Bill No. 1843, Ordinance No. , as follows:

Authorizing sale of city land in Assessor's Block No. 12.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Public Utilities Commission, the Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

Commencing at a point on the southerly line of Jefferson Street, distant thereon 200 feet easterly from the easterly line of Jones Street; running thence easterly along the southerly line of Jefferson Street 75 feet; thence at a right angle southerly 137 feet 6 inches; thence at a right angle westerly 75 feet; thence at a right angle northerly 137 feet 6 inches to the southerly line of Jefferson Street and the point of commencement.

Section 2. The above described land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco, subject to the existing leases on said property.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved by the Manager of Utilities.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

An Amendment to Bill 1734, Ordinance 1667, Section 37, Purchasing Department (Interdepartmental Service), by Changing Item 53 from 26 to 28 M54 Auto Macninst, \$11 Per Day.

(Series of 1939)

Bill No. 1844, Ordinance No. , as follows:

An amendment to Bill 1734, Ordinance 1667, Section 37, Purchasing Department (Interdepartmental Service), by changing Item 53 from 26 to 28 M54 Auto Machinist, \$11 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 37, is hereby amended to read as follows:

Section 37. PURCHASING DEPARTMENT—

(Interdepartmental Service)

The following positions are in interdepartmental service and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided:

Item No.	No. of Employees	Class No.	Class Title	Maximum Monthly Rate
41	2	A156	Patternmaker, \$13.60 per day	
42	5	A364	Car and Auto Painter, \$12 per day.....	
42.1	1	B310a	Tabulating Alpha. Key Punch Operator....\$	170
42.2	1	B310a	Tabulating Alpha. Key Punch Operator....	163
42.3	5	B310a	Tabulating Alpha. Key Punch Operator....	155
42.5	1	B352	Storekeeper	150
43	1	B512	General Clerk-Typist	185
44	1	C152	Watchman	170
45	2	C152	Watchman	155
46	1	E104	Batterymen-Electrician, \$13.60 per day.....	
47	2	J 66	Garageman	169
48	3	J 66	Garageman	190
49	3	J 66	Garageman, \$7.25 per day	
51	1	M2	General Foreman Machinist	331
52	1	M8	General Superintendent of Shops	460
53	28	M54	Auto Machinist, \$11 per day	
54	1	M60	Auto Fender & Body Worker, \$12 per day	
55	4	M107	Blacksmith Finisher, \$9.80 per day	
57	4	M108	Blacksmith, \$11.40 per day	
58	1	M154	Boilermaker's Helper, \$7.85 per day.....	
59	1	M156	Boilermaker, \$10.35 per day	
60	1	M252	Machinist's Helper, \$8.40 per day	
61	7	M254	Machinist, \$11 per day	
62	1	O1	Chauffeur, \$8 per day	
63	1	O108	Leatherworker, \$9 per day	
64	1	O152	Eng. H. & P. Engines, \$13 per day.....	

Approved as to classification by the Civil Service Commission.

Approved by the Personnel Director and Secretary.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

An Amendment to Bill 1734, Ordinance 1667, Section 83, Board of Education, by Adding Item 60.1 one L360 Physician, Part Time, at \$200 Per Month, and by Changing Item 30 from 11 to 12 B408 General Clerk-Stenographer, \$6 Per Day.

(Series of 1939)

Bill No. 1845, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 83, Board of Education, by adding Item 60.1 one L360 Physician, part time, at \$200

per month, and by changing item 30 from 11 to 12 B408 General Clerk-Stenographer, \$6 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 83 is hereby amended to read as follows:

Section 83. **BOARD OF EDUCATION—
NON-CERTIFICATED EMPLOYEES**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months..... 8 months.....	291 303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130

41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
45	1	C104	Janitor (part time)	16
46	1	C104	Janitor (part time)	25
47	34	C105	Special Janitor	162.50
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205
64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75		Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.
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*One position subject to classification by the Civil Service Commission.

Approved as to classification by the Civil Service Commission.

Approved by the Personnel Director and Secretary.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Final Passage.

An Amendment to Bill 1734, Ordinance 1667, Section 4a, San Francisco Civilian Defense Council, by Adding the Following Positions: Item 1.1 One B54 Publicity Director (Part Time), \$100

Per Month; Item 2.2 One B90.3 Coordinator, Price and Rationing Program, \$500 Per Month; and Item 3.1 One B222 General Clerk (Part Time), \$75 Per Month; and by Changing Item 5 from 12 to 13 B408 General Clerk-Stenographer, \$155 Per Month.

(Series of 1939)

Bill No. 1846, Ordinance No. 1754, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 4a, San Francisco Civilian Defense Council, by adding the following positions: Item 1.1 one B54 Publicity Director (part time), \$100 per month; Item 2.2 one B90.3 Coordinator, Price and Rationing Program, \$500 per month; and Item 3.1 one B222 General Clerk (part time), \$75 per month; and by changing Item 5 from 12 to 13 B408 General Clerk-Stenographer, \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 4a is hereby amended to read as follows:

Section 4a. SAN FRANCISCO CIVILIAN DEFENSE COUNCIL

The following positions are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B52	Assistant Supervisor, Public Information and Instruction Service.....	\$ 300
1.1	1	B54	Publicity Director (part time).....	100
2	1	B90.1	Director of Civilian Defense.....	600
2.1	1	B90.2	Assistant Director of Civilian Defense....	400
2.2	1	B90.3	Coordinator, Price and Rationing Program	500
3	1	B210	Office Assistant	106
3.1	1	B222	General Clerk (part time).....	75
4	1	B310a	Tabulating Alphabetic Key Punch Operator	155
5	13	B408	General Clerk-Stenographer	155
6	1	B419.2	Secretary, Advisory Board	250
7	1	B454	Telephone Operator	150
8	24	B512	General Clerk-Typist	155
9	1	G300	Supervisor, Volunteer Registration.....	225

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists, by establishing positions necessary for the uninterrupted operation of the San Francisco Civilian Defense Council.

Supervisor Uhl, dissenting.

Approved as to classification by the Civil Service Commission.

Approved by the Personnel Director and Secretary.

Approved as to form by the City Attorney.

Explanations of Votes.

Supervisor Uhl, in explaining his vote, stated that if the various items were segregated, he would vote against the salary for the Coordinator, Price and Rationing Program. However, since it is necessary to pass the ordinance for the benefits of others involved, he would vote "Aye."

Supervisor Gallagher expressed agreement with the views of Supervisor Uhl.

Thereupon, the roll was called and the foregoing Bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Consideration Postponed.

An Ordinance Appropriating Funds for the Purpose of Guarding San Francisco Water Department Properties in Alameda County, Including the Valve House on the Bay Crossing Pipe Line for the Month of September, 1942; An Emergency Ordinance.

(Series of 1939)

Bill No. 1847, Ordinance No., as follows:

An ordinance appropriating funds for the purpose of guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing Pipe Line for the month of September, 1942; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The following sums are hereby appropriated and set aside from the surplus funds of the San Francisco Water Department to the credit of the following appropriations in the amounts stipulated for the purpose of providing funds for the payment of personal services and miscellaneous contractual expense in connection with guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing Pipe Line:

266-120-79—Temporary Salaries	\$3,150.00
266-200-79—Contractual Services	750.00
	<hr/>
	\$3,900.00

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors by the vote by which this ordinance is passed hereby declares that an actual emergency exists which makes it imperative that this ordinance become effective herewith. It was estimated that effective July 1, 1942, a unit of the California State Guard would be available for the purpose of guarding San Francisco Water Department properties in Alameda County. It is necessary that the civilian guards now guarding the San Francisco Water Department properties in Alameda County be employed until such time as the California State Guard can furnish the necessary personnel. Funds have not heretofore been provided for this purpose nor are they otherwise available within the funds heretofore appropriated.

Approved Public Utilities Commission Resolution No. 5197.

Approved as to form by the City Attorney.

Approved by the Manager of Utilities.

Approved as to funds by the Controller.

Approved by the Mayor.

On motion by Supervisor MacPhee, consideration of the foregoing bill was *postponed until Monday, August 24, 1942.*

Final Passage.

Appropriating the Sum of \$6,480 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense; \$5,400 to the Credit of Appropriation No. 202.321.79-3, and \$1,080 to the Credit of Appropriation No. 202.216.79-3; to Provide Funds for the Pur-

chase of Gasoline and Oil, and Greasing and Washing Services for Auto Equipment of the Air Raid Warden Service, San Francisco Civilian Defense; An Emergency Ordinance.

(Series of 1939)

Bill No. 1842, Ordinance No. 1753, as follows:

Appropriating the sum of \$6,480 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense; \$5,400 to the credit of Appropriation No. 202.321.79-3, and \$1,080 to the credit of Appropriation No. 202.216.79-3; to provide funds for the purchase of gasoline and oil, and greasing and washing services for auto equipment of the Air Raid Warden Service, San Francisco Civilian Defense; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,480 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense to the credit of the following appropriations to provide funds for the balance of the fiscal year 1942-43 for the purchase of gasoline and oil, and greasing and washing services for the auto equipment of the Air Raid Warden Service.

202.321.79-3—Gasoline & Oil, Air Raid Warden Service	\$5,400
202.216.79-3—Maintenance of Auto Equipment, Air Raid	
Warden Service	1,080
	<hr/>
	\$6,480

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Air Raid Warden Service is charged with important duties and responsibilities involving the welfare, health and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency and that said sum herein appropriated is necessary for the efficient operation of the said Air Raid Warden Service.

Recommended by the Director of Civilian Defense.

Approved as to form by the City Attorney.

Recommended and approved by the Mayor, and Executive Head, San Francisco Civilian Defense Council.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Adopted.

Exempting from Residential Requirements of the Charter, Class E-152, Transmission Line Patrolman, and Class E-151, Transmission Line Patrolman Helper, Employees of Hetch Hetchy Water Supply and Power Project, and of San Francisco Water Department.

(Series of 1939)

Resolution No. 2825, as follows:

Exempting from residential requirements of the Charter, Class E-152, Transmission Line Patrolman, and Class E-151, Transmission Line Pa-

trolman Helper, employes of Hetch Hetchy Water Supply and Power Project, and of San Francisco Water Department.

Resolved, That, pursuant to the provisions of Section 7 of the Charter and on the recommendation of the Manager of Utilities, and the Mayor, and with the approval of the Civil Service Commission, the positions of Class E-152, Transmission Line Patrolman, and Class E-151, Transmission Line Patrolman Helper, employes of the Hetch Hetchy Water Supply and Power Project, and of the San Francisco Water Department, be and they are hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Noes: Supervisors Green, Mead—2.

Absent: Supervisors Brown, Roncovieri, Shannon—3.

Final Passage.

Mayor to Exercise Emergency Powers re Lease and Rental Agreements with United States Government for Use of Lands and Buildings of Park Commission.

(Series of 1939)

Bill No. 1849, Ordinance No. 1755, as follows:

Requesting the Mayor to exercise the emergency powers vested in him pursuant to the provisions of Section 25 of the Charter to the end that he may enter into leases and rental agreements with the Government of the United States for the use and occupancy of portions of the real property and buildings under the jurisdiction of the Park Commission; an emergency ordinance.

Whereas, at the present time an emergency exists by reason of the existing war between the United States of America and the Axis powers which threatens the lives, property and welfare of the citizens of the City and County of San Francisco; and

Whereas, by reason of said emergency it is necessary that the armed forces of the United States occupy, from time to time, certain portions of the property and buildings under the jurisdiction of the Board of Park Commissioners in order to protect the lives, property and welfare of the citizens of the City and County of San Francisco as well as the property of said City and County; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows, to-wit:

Section 1. That the Mayor of the City and County of San Francisco is hereby requested and authorized to exercise his emergency powers as provided in Section 25 of the Charter to execute such leases and rental agreements with the United States of America as may be necessary to permit the Army, the Navy, the Marine Corps, the Department of Justice and the Coast Guard to occupy such portions of the lands or buildings under the jurisdiction of the Board of Park Commissioners as may be necessary to carry out the purpose of national defense and thereby protect the lives, property and welfare of the citizens of the City and County of San Francisco as well as the property of the City and County.

Section 2. Any lease or rental agreement to be entered into by the Mayor pursuant to the provisions of this ordinance shall be deemed to be an exercise of the emergency powers vested in him by the provisions of Section 25 of the Charter and shall be for such a term and at such a rental as may be agreed upon between the Mayor and the representatives of the United States Government.

Section 3. Any power or authority granted to the Mayor under and pursuant to the provisions of this ordinance shall expire at the

expiration of six months from the end of the war now existing between the United States of America and the Axis powers.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates that this ordinance become effective immediately, the nature of said emergency being as follows:

That in order to protect the property, health and safety of the people of the City and County of San Francisco it is necessary, from time to time, that the military and naval forces of the United States shall occupy portions of the property and buildings under the jurisdiction of the Board of Park Commissioners and that the urgency for such occupation by the military and naval forces of the United States is such that said leases and rental agreements must be made without delay and it is therefore necessary that the Mayor should exercise the emergency powers vested in him under Section 25 of the Charter by executing such leases or agreements of occupancy.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Director of Property Authorized to Enter Into Leases and Agreements with United States Government for Occupancy by Military, Naval and Other Forces of the United States for the Duration.

(Series of 1939)

Bill No. 1850, Ordinance No. 1756, as follows:

Authorizing Director of Property to enter into leases and agreements of occupancy of City-owned lands and improvements thereon, the same to be occupied by military, naval and other forces of the United States during the existing war between the United States of America and the Axis powers. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Property of the City and County of San Francisco is hereby authorized and empowered to enter into any lease or agreement of occupancy, with the United States of America for the use and occupation by the army, navy or other military forces of the United States of any property or improvements thereon belonging to the City and County of San Francisco upon such terms and conditions as the Director of Property shall agree upon with a representative of the said United States of America.

The term of said lease shall not exceed one year and said Director of Property may stipulate that said lease will be renewed on like terms and conditions from year to year, not to exceed the duration of the war between the United States of America and said Axis powers. No lease or agreement of occupancy shall be entered into without the permission of the Department, Board or Commission having jurisdiction over the property to be leased or occupied and the said Director of Property on making any such lease or agreement of occupancy shall report the terms and conditions thereof to the Department, Board or Commission having jurisdiction over said property, and shall also make a report to the Board of Supervisors setting forth the execution of any lease or agreement of occupancy under and pursuant to the provisions of this section which report shall contain all the terms and conditions of said lease or agreement of occupancy.

Section 2. For the reason that there can be no competition as to the amount to be paid for any property leased or occupied under and

pursuant to the provisions of this ordinance bids need not be taken by said Director of Property when any of said property is to be used or occupied by said United States of America for military, naval or other purposes in connection with the existing emergency occasioned by the war between the United States of America and the Axis powers.

Section 3. There is hereby conferred upon the Director of Property under and pursuant to the Charter of the City and County of San Francisco, Section 9 thereof, full power and authority to carry out all and singular the provisions of this ordinance.

Section 4. All power and authority vested in the Director of Property under and pursuant to the provisions of this ordinance shall expire at the expiration of six months from the end of the present war existing between the United States of America and the Axis powers.

Section 5. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates that this ordinance become effective immediately, the nature of said emergency being as follows:

That from time to time it is necessary that the Military, Naval and other forces of the United States occupy certain lands belonging to the City and County of San Francisco for the purposes of national defense and for the purpose of protecting the public peace, property, health and safety of the people of the City and County of San Francisco and that when said lands or improvements thereon are required by said military, naval and other forces engaged in national defense they must be taken forthwith and time will not permit the following of the usual procedure set forth by ordinance for the leasing of property belonging to the City and County of San Francisco.

Section 6. All ordinances, or parts of ordinances, which conflict with the provisions of this ordinance, insofar as the same pertain to the leasing of land to the United States of America for defense purposes, are hereby repealed.

Section 7. This ordinance shall not apply to property under the jurisdiction of the Park Commission of the City and County of San Francisco.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Re-reference to Committee.

Public Address System for Board of Supervisors.

August 13, 1942.

To The Finance Committee,
Board of Supervisors,

Gentlemen:

Pursuant to your request at last meeting of the Finance Committee I have obtained the following figures from the Purchasing Department with respect to the installation of a single public address system installation, to-wit:

1 Master Control to be operated from the President's desk	\$311.85
1 "Mike" Stand to be installed in front of the Clerk's desk	50.00
4 Speaker installations, two on each side of the Chambers	150.00
Total	\$511.85
Plus Sales Tax	

The master control permits of the installation of any number of additional "Mikes" at \$50.00 each. It can be added to at any time.

Equipment is on hand and ready for installation if you should so elect.

Respectfully yours,

DAB:S

DAVID A. BARRY,
Clerk of the Board.

Supervisor Uhl, in discussing the foregoing matter, stated he believed it would be wise to provide the installation as outlined.

Thereupon, the President *re-referred the matter to Finance Committee*, in order that arrangements for the installation might be made.

Consideration Postponed.

The following recommendation of Judiciary, Legislative and Civil Service Committee was taken up:

Present: Supervisors O'Gara, Green.

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, Relating to Nursing Homes.

(Series of 1939)

Bill No. 1848, Ordinance No., as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. *Establishment and Maintenance of Nursing Homes.* No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. *Definitions.* For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

Note: Matter cancelled is bracketed "[]" and set in bold face.

b. *Permits.* The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter established; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, **[and in addition thereto the property owners of all property within 200 feet of the exterior boundary lines of the applicant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property owners]**, and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disapproval of the application may be predicated upon such grounds. The Depart-

ment of Public Health shall issue a permit to each nursing home existing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. *Types of Buildings.* No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than [five (5)] eight (8) inmates. Any such nursing home hereafter established, and having accommodations for not more than [five (5)] eight (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than [five (5)] eight (8) inmates are housed in a nursing home the building shall be of Class A or B construction.

d. *Registers.* The holder of a permit shall keep a register, in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. *Transfer of Permits.* No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. *Inspection.* The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said nursing homes and to inspect the permit and register thereof and to require compliance with this section.

On motion by Supervisor Green, consideration was *postponed until Monday, August 24, 1942.*

Referred to Finance Committee.

CONSIDERATION OF MAYOR'S VETO.

Free Phones for City Officials.

To the Honorable The Board of Supervisors,
City Hall,
San Francisco, California.
Gentlemen:

I return Resolution No. 2790 with my disapproval endorsed thereon. This resolution, if made effective, would remove from the homes of

various city officials, who are subject to call twenty-four hours of the day, telephone service furnished to those officials under the terms of an agreement between the City and County and the Pacific Telephone and Telegraph Company.

As you know there are thirty telephones furnished to city officials, which are distributed as follows: One to the Mayor, sixteen to the Police Department, three to the Fire Department, five to the Board of Supervisors, and five distributed to other city officials.

Of the thirty telephones listed, twenty-one are furnished to men who are required to respond to their posts upon the receipt of an air raid alert signal, and it is especially important that telephone service be assured to these officials. In addition, all these officials are subject to call twenty-four hours a day in the discharge of their normal official duties. I have no doubt but that the other nine city officials to whom telephone service is furnished are subject to call on official business at any hour of the day or night. That is for you to investigate.

Police Department company commanders and department heads, as well as the Fire Department officials, are often called when an emergency occurs and they are off duty. The other members of the uniformed forces, though subject to call, are called from their homes only in cases of extreme emergency. I cannot understand how the majority of the members of the Board of Supervisors believe that they are contributing to the sustained efficiency of the above-mentioned services by removing heretofore furnished telephones from the homes of the men involved.

As far as I personally am concerned, I consider this telephone service in my home no different from that which is in my office. My duties as Mayor involve a twenty-four day and a seven day per week job. I want it definitely understood that I am not thinking of the insignificant amount of money involved (\$4.24 per month). As a matter of fact, I have instructed the telephone company to render me a monthly bill for service in the future; and lest there be doubt in your minds that I have done so, there is attached a copy of my letter to the telephone company. It must not be inferred that my action in this respect is intended as a precedent to be followed by other city officials who are on call twenty-four hours of each day. I feel that all such officials should be furnished with this telephone service.

Very truly yours,

ANGELO J. ROSSI, Mayor.

Chief Administrative Officer to Take Necessary Steps to Discontinue Supplying Officials with Free Telephones.

(Series of 1939)

Resolution No. 2790, as follows:

Whereas, free phones are being supplied officials of the City and County of San Francisco, and

Whereas, these phones are free, nevertheless they could displace phones on which the City is now paying; now, therefore, be it

Resolved, That the Chief Administrative Officer will take the necessary steps to discontinue supplying officials of the City and County of San Francisco with free phones.

Adopted by the Board of Supervisors, San Francisco, August 3, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Roncovieri, Uhl—7.

Noes: Supervisors Green, Meyer, O'Gara, Shannon—4.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY, Clerk.

Disapproved, San Francisco, August 11, 1942.

ANGELO J. ROSSI, Mayor.

After brief discussion, during which Supervisors MacPhee, Colman, Mead, and Supervisor Gallagher with certain exceptions, favored overriding the Mayor's veto, and Supervisor Green supporting the veto, the entire question was, on motion by Supervisor Brown, *referred to Finance Committee*.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.**

Dim-Out Ordinance.

(Series of 1939)

The Police Committee presented:

Bill No. 1851, Ordinance No. 1751, as follows:

Providing for the extinguishing or control from sunset to sunrise of lighted signs, commercial floodlighting, display lighting, amusement places, ground area and industrial illumination; providing for the shielding of illuminated signs or signals under governmental control; exempting navigation lights and railroad signals; providing that street and highway lights, residential, commercial and industrial windows, industrial fires, and vehicle headlamps shall be shielded or restricted; authorizing the Chief of Police to issue further regulations; authorizing the issuance of citations for violations; providing for a penalty for violations; declaring that an emergency exists which requires that this ordinance becomes effective at once; providing for the repeal of conflicting ordinances or regulations; providing for severability of various parts of this ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. During the now existing war, and while such war shall continue between the United States of America and any foreign power and at all times at night from sunset to sunrise lighting within the City and County of San Francisco shall be extinguished or controlled as follows:

(a) Signs, Commercial Floodlighting, Display Lighting and Amusement Places. Illuminated signs and ornamental lighting of every description which are visible out-of-doors, and floodlighting which illuminates buildings or signs, including but not limited to all exterior advertising signs, billboards, display lighting, theatre marquee signs, building outline lighting and interior signs and ornamental lighting immediately within unobscured window areas, shall be extinguished. This provision is not intended to prohibit ordinary store show-window lighting of normal intensity, except as provided for in Section 2 of this ordinance.

(b) Ground Areas and Industrial Illumination. Illumination of outdoor areas shall be controlled as follows:

(1) Subject to the exceptions hereinafter stated, illuminations on all outdoor ground areas, including but not limited to automobile service station yards, outdoor parking areas, recreation areas, and entrances to buildings, shall not exceed one foot candle at any point, and all outdoor light sources shall be so shielded that no light is emitted upward. The foregoing sentence shall not apply to street and highway lights nor to the ground areas illuminated solely thereby, nor to the classes of illumination referred to in the next subparagraph hereof.

(2) All light sources for industrial and protective purposes, and light from industrial processes, shall be shielded or revised to as great an extent as may be practicable in order to eliminate or reduce to a minimum the amount of light which is emitted upward.

(c) Traffic Signs and Signals. All illuminated signs or signals which are authorized or maintained by governmental authority for the purpose of controlling street or highway traffic shall remain in operation, but shall be so shielded that no light is emitted upward.

(d) Navigation Lights and Railroad Signals. Authorized lights to facilitate air or water navigation, and authorized railroad signal lights, are hereby expressly excepted from all the provisions of this ordinance.

Section 2. In addition to the restrictions hereinbefore imposed, illumination within that part of the Zone of Restricted Lighting, which is "visible from the sea," as hereinafter defined, shall be further diminished or obscured at all times at night from sunset to sunrise as follows:

(a) Street and Highway Lights. Street and highway lights in areas which are normally visible from the sea shall be so shielded that they are not visible from the sea at night, and so that no light is emitted upward.

(b) Residential, Commercial and Industrial Windows. No lighting shall be permitted behind windows or glazed doors visible from the sea unless they are covered by drapes or shades.

(c) Street and Highway Traffic. Within areas from which normal automobile headlamps are visible from the sea all vehicles shall be subject to the following regulations:

(1) No vehicle shall operate during the night hours between sunset and sunrise with more than two lighted driving lamps, regardless of the direction of travel. Each such lamp shall provide a maximum of not more than 250 beam candlepower.

(d) Industrial Fires. All light from industrial processes, and from industrial fires, such as light from refuse burners, kilns, and furnaces, which are visible from the sea, shall be so shielded that they are not visible from the sea at night, and so that no light is emitted upward.

(e) Except for the lights referred to in subparagraph 2 (c), and 2 (d) hereof, all other lights visible from the sea are prohibited at night, including but not limited to light from fires, bonfires, parked cars, flashlights and lanterns.

(f) The phrase "visible from the sea," as used herein, is intended and construed to mean and include that which is visible from the waters of the Pacific Ocean.

(g) The Chief of Police, subject to the approval of the Mayor, is hereby authorized, directed and empowered to prepare and promulgate such rules and regulations and revisions and amendments thereof, as may, in his discretion be necessary to carry out the expressed intent of this ordinance. Said Rules and Regulations shall be published once in the official newspaper of the City and County and shall become effective at five o'clock p. m. the day they are so published. Copy of said rules and regulations shall be filed at the office of the Chief of Police.

Section 3. In any case in which it is lawful for any peace officer, fireman, or air raid warden to arrest without a warrant for a viola-

tion of this ordinance, he may issue a citation in the manner set forth in Section 7.5 of Bill No. 1539, Ordinance No. 1461 (Blackout Ordinance).

Section 4. Every person violating the provisions of this ordinance shall be guilty of a misdemeanor and shall be punished by a fine not exceeding five hundred dollars (\$500.00) or by imprisonment in the county jail for a term not to exceed six (6) months, or by both such fine and imprisonment.

Section 5. This ordinance is passed as an emergency measure, and the Board does, by the vote by which this ordinance is passed, hereby declare that a national emergency exists, which makes it imperative that this ordinance should become effective forthwith, the nature of said emergency being as follows: That a state of war now exists between the United States of America, the Empire of Japan, the government of the German Reich, the Kingdom of Italy and other foreign countries, and the possibility exists of an immediate air attack and/or submarine attack upon the western coast of the United States of America, including the City and County of San Francisco.

Section 6. Repeal. Any and all ordinances, or regulations of the Chief of Police, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed, but only to such extent as conflict may exist.

Section 7. Severability. If any provision of this ordinance or the application thereof to any person or citizen is held invalid, such invalidity shall not affect any other provision or the application thereof, which can be given effect without the invalid provision or application and to this end the provisions of this ordinance are declared to be severable.

Privilege of the Floor.

Captain Michael Riordan, representing the Police Department, explained the foregoing ordinance, pointing out it paralleled the proclamation by General De Witt. The approval of the ordinance was necessary to set up a workable procedure to provide for the enforcement thereof and to deal with violators.

Mr. Vining T. Fisher, representing certain down town interests, inquired as to the effect of the proposed legislation on down town lighting.

Captain Riordan explained the ordinance, pointing out what was permitted under the General's proclamation, and stating that street lighting would not be interfered with more than necessary.

Thereupon, the roll was called and the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

**Appropriating \$1,890, Creating Position of General Storekeeper,
Purchasing Department.**

(Series of 1939)

The Finance Committee presented:

Bill No. 1852, Ordinance No. , as follows:

Appropriating the sum of \$1,575 out of surplus existing in Appropriation No. 233.110.00, and \$315 out of surplus existing in Appropriation No. 233.298.33-1, to the credit of Appropriation No. 233.110.00, creating the position of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department, and providing funds for the compensation therefor for the period August 15th,

1942, to June 30th, 1943; abolishing position of 1 B352 Storekeeper at \$150 per month in same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,575 is hereby appropriated out of surplus existing in Appropriation No. 233.110.00, and \$315 out of surplus existing in Appropriation No. 233.298.33-1, to the credit of Appropriation No. 233.110.00, to provide funds for the compensation of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department for the period August 15, 1942, to June 30, 1943.

Section 2. The position of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department is hereby created; the position of 1 B352 Storekeeper at \$150 per month in same department is hereby abolished.

Recommended by the Purchaser of Supplies.

Approved as to form by the City Attorney.

Approved by the Chief Administrative Officer.

Approved by the Civil Service Commission.

Funds available by the Controller.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Appropriating \$36,000, Premium on War Damage Insurance.

(Series of 1939)

The Finance Committee presented:

Bill No. 1853, Ordinance No. 1757, as follows:

Appropriating the sum of \$36,000 from the Emergency Reserve Fund to the credit of Appropriation No. 233.815.33, to provide funds for the payment of premiums for war damage insurance on properties of the City and County of San Francisco, excluding properties of the School Department and the Public Utilities Commission; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$36,000 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 233.-815.33, to provide funds for the payment of premiums for war damage insurance on properties of the City and County of San Francisco, excluding properties of the School Department and the Public Utilities Commission.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors, by the vote by which this ordinance is passed, hereby declares that an actual emergency exists which makes it necessary that this ordinance become effective immediately. The nature of the emergency is as follows: Effective as of July 1st all war damage insurance must be paid for by the insured. It is imperative that war damage insurance should be secured immediately in order to provide for the protection of these properties of the City and County of San Francisco against war damage

risk. Funds have not heretofore been provided for this purpose nor are they otherwise available within funds heretofore appropriated.

Recommended by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Endorsing Proposed Legislation to Be Presented to the Congress of the United States, Seeking to Relieve the Financial Burden on the Golden Gate Bridge by Limiting the Free Toll Privilege Extended to Agencies of the Federal Government.

(Series of 1939)

Supervisor Brown presented:

Resolution No. 283, as follows:

Whereas, it has been called to the attention of this Board of Supervisors that the free toll privilege granted Federal agencies has proved to be too broad in its terms and has worked a great injustice upon the Golden Gate Bridge and the Golden Gate Bridge and Highway District; and

Whereas, the practical way of obtaining relief for the Golden Gate Bridge is through an Act of Congress to limit the free toll privilege and thus assure a greater operating income for said Bridge; and

Whereas, the Redwood Empire Association has instituted a program looking to the introduction in Congress of legislation which will improve the financial status of the Golden Gate Bridge by a limitation on the free toll privilege extended agencies of the Federal Government; now, therefore, be it

Resolved, that this Board of Supervisors does hereby endorse proposed legislation to be presented in Congress, which seeks to relieve the financial burden on the Golden Gate Bridge by limiting the free toll privilege, and does hereby direct the Clerk to forward copies of this resolution to Senator Hiram W. Johnson, Senator Sheridan Downey, Congressman Richard J. Welch and Congressman Thomas Rolph with the request that they lend their efforts in support of said proposed legislation.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

In Memoriam—John Francis Cunningham.

(Series of 1939)

Supervisor Gallagher presented:

Resolution No. 2826, as follows:

Whereas, Almighty God has summoned to eternal rest Mr. John Francis Cunningham, who for thirty years was connected in an executive capacity with the Crocker First National Bank of San Francisco; and

Whereas, Mr. Cunningham, a native and life-long resident of San Francisco, was an active participant, in addition to his arduous and

exacting banking duties, in various religious and fraternal movements, and was an active member of the Olympic Club for many years; and

Whereas, the friends who knew, respected and loved Mr. Cunningham join his bereaved widow and family in sadly mourning the passing of one whose many sterling qualities gained the admiration of all; now, therefore, be it

Resolved, That when this Board of Supervisors adjourns this day, it does so out of respect to the memory of the late Mr. John Francis Cunningham, and the Clerk is hereby directed to forward to Mrs. Mary Cunningham, widow of the late Mr. Cunningham, a suitable copy of this resolution as an expression of the Board's deep sympathy and heartfelt condolence.

Unanimously adopted by rising vote.

**Authorizing Lease of Space in Building at 609 Sutter Street for
San Francisco Civilian Defense Council.**

(Series of 1939)

Supervisor MacPhee presented, with Finance Committee recommendation:

Resolution No. 2827, as follows:

Resolved, That the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a Municipal Corporation, as Lessee, be and are hereby authorized and directed to execute a month to month lease with Western Women's Club, a corporation, as Lessor, of Merrill Hall, room 407 and room 409 in the Western Women's Club building at 609 Sutter Street, San Francisco, California.

The rental shall be Two Hundred Fifty and 00/100 Dollars (\$250.00) per month payable from such funds as may be appropriated by this Board for said purpose.

The premises are required by the San Francisco Civilian Defense Council. The City Attorney shall approve the form of lease.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

**Finance and Judiciary Committee to Hold Hearing to Determine
What Changes, If Any, Should Be Made in Present Charter
Provisions Governing Salary Standardization.**

(Series of 1939)

Supervisors O'Gara and MacPhee presented:

Resolution No. 2828, as follows:

Whereas, on July 10, 1942, the Council of Municipal Employees adopted a policy program calling for submitting to the voters of San Francisco a proposed Charter Amendment on salary standardization; and

Whereas, said Council in its statement of policy proposes:

"Charter Amendment on Salary Standardization to correct the injustices and inequalities now prevailing in many jobs due to the present wording of the Charter. Under the present system some groups have received favorable consideration in adjusting their salary schedules while other deserving groups have received no consideration due to the present limitations on the consideration of adjustments."

and

Whereas, because of defects in the present Charter provisions:

1. A strike of Municipal Railway platform men was threatened, although all fair-minded persons conceded that the men were entitled to an increase in wages but many competent persons contended that such increases could not be granted under the Charter.

2. A taxpayers' suit was commenced challenging legality of standardizations adopted by the Board of Supervisors. Taxpayers' groups and municipal employees all agree that the present provisions are indefinite and unsatisfactory.

now, therefore, be it

Resolved, That this Board hereby instructs its Finance and Judiciary Committees to hold hearings to determine what, if any, changes should be made in present Charter provisions governing salary standardization and to report back to this Board as soon as possible the recommendations of such joint committee.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Requesting Mayor to Appoint Citizens' Committee for Purpose of Giving Due Recognition to Resumption of Ferry Service on San Francisco Bay.

(Series of 1939)

Supervisor Mead presented:

Resolution No. 2829, as follows:

Whereas, plans have been completed for the establishment of ferry service from the Ferry Building in San Francisco to the shipyards in Marin County and in Richmond; and

Whereas, such service will be an aid to the national war effort; and

Whereas, the restoration of ferry service on San Francisco Bay will revive one of San Francisco's most cherished traditions; now, therefore, be it

Resolved, That his Honor, Angelo J. Rossi, Mayor of the City and County of San Francisco, be and he is hereby requested to appoint a Citizens' Committee for the purpose of giving due recognition to the resumption of ferry service.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Endorsing Continuation of San Francisco Opera Association and Urging Citizens to Support 1942 Opera Season.

(Series of 1939)

Supervisor Brown presented:

Resolution No. 2830, as follows:

Whereas, it is important that our basic cultural activities be maintained to the greatest extent possible during the war period, not only for the sake of the morale of our citizens, but also so that after the war we may return to normal as quickly as possible; and

Whereas, the San Francisco Opera Association has been established as an institution in San Francisco over a period of twenty years and not only has given satisfaction to the people of San Francisco but has also been a great civic asset and a builder of prestige for our City; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does wholeheartedly endorse the continuation of the San Francisco Opera Association for the maintenance of morale and for the continuance of civic prestige, and so that the continuity of twenty years' work shall not be lost, it recommends to the citizens of San Francisco that they should give unqualified and immediate support to the San Francisco Opera Association in its efforts to conduct an opera season for 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—9.

Absent: Supervisors Roncovieri, Shannon—2.

Board Requested to Inaugurate Stenographic Reporting Service for All Board Meetings and Such Committee Meetings as Is Deemed Necessary.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No., as follows:

Resolved, That, faced as the Board has been in the immediate past, and as it will be until the ultimate victory of the present war, and with due regard to the importance of the clarification of the stand taken by members of the Board on each and every one of the vital and controversial matters constantly coming before it, a stenographic reporting service be inaugurated and continued from this time forward.

Referred to Finance Committee.

Military Affairs Committee, U. S. Senate, Requested to Give Consideration to Reber Plan, San Francisco Bay Project, as a Measure of National Defense.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No., as follows:

Whereas, by Resolution No. 2241 passed by this Board of Supervisors on November 19, 1941, it is stated therein in part, "Whereas, This Board of Supervisors has had presented to it the plan of John Reber, known as 'San Francisco Bay Project' that, at relatively small cost, provides such aids to the Army, Navy and Air Forces as would make the San Francisco Bay Region the strongest-fortified area in the Western Hemisphere"; and

Whereas, there is embodied in the Reber San Francisco Bay Project airport facilities not only for the strongest possible air defense of this area, but also facilities unsurpassed anywhere in the world for the handling of land and hydro troop and cargo carrying aerial transport upon which the winning of this war so vitally depends; and

Whereas, through the building of the Reber San Francisco Bay Project so many added facilities are provided our fighting forces as to so increase their efficiency in carrying on warfare throughout the Pacific theatre of war as to not only make more certain that final victory but to attain that final victory in a lesser time and with a great saving of lives and money by thus shortening the war; and

Whereas, members of the Military Affairs Committee of the United States Senate are now in the West studying various phases of the war activity; now, therefore, be it

Resolved, That these members of the Military Affairs Committee of the United States Senate (Senators A. B. Chandler of Kentucky; M. C. Wallgren of Washington; H. H. Burton of Ohio, and R. C. Hol-

man of Oregon), be respectfully requested to meet with the Mayor of this city, the members of this Board, and other leaders of this area and give ample time to a consideration of the Reber San Francisco Bay Project.

Referred to Finance Committee.

Requesting California State Board of Equalization to Make It Unlawful for Person in Charge of Licensed Premises to Serve Alcoholic Liquor to Any Female Person for Consumption on Such Premises Unless She Is Seated at a Table Removed From Any Bar.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. as follows:

Whereas, the existing war emergency makes it incumbent upon local authorities to place inhibitions upon the citizenry, for the protection of armed service personnel and civilian populace alike, which in normal times would not be deemed necessary; and

Whereas, in the interests of order, decorum and proper management of premises, this Board of Supervisors considers it advisable that provision be made to make it unlawful for any licensee, his manager, or any other person in charge of licensed premises, to serve alcoholic liquor to any female person for consumption on such premises unless she is seated at a table removed from any bar, counter or shelf or substitute therefor; and

Whereas, it is the jurisdiction of the California State Board of Equalization to make, promulgate and enforce regulations affecting premises on which are made sales of alcoholic liquor for consumption on said premises; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition Honorable George R. Reilly, Member of the California State Board of Equalization for District I, which includes the City and County of San Francisco, to immediately put into effect in said City and County such regulation as will carry out the intent of this resolution as hereinabove set forth.

Referred to Police Committee.

Appropriating \$3,960 for Creation of Three New Positions in Civilian Defense Council.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$3,960 out of surplus existing in Appropriation No. 202.110.79-9, to the credit of Appropriation No. 202.110.79-9, creating the positions of 1 Publicity Director (part time) at \$100 per month; 1 B222 General Clerk (part time) at \$75 per month; 1 B408 General Clerk-Stenographer at \$155 per month in the Salvage for Victory Committee of the Morale Service, San Francisco Civilian Defense Council; providing funds for the compensation therefor; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3,960 is hereby appropriated from the surplus existing in Appropriation No. 202.110.79-9, to the credit of Appropriation No. 202.110.79-9, to provide funds for the compensation of the following positions in the Salvage for Victory Committee of the Morale Service of the San Francisco Civilian Defense Council for the period July 1, 1942, to June 30, 1943: 1 Publicity Director (part time)

at \$100 per month; 1 B222 General Clerk (part time) at \$75 per month; and 1 B408 General Clerk-Stenographer at \$155 per month.

Section 2. The following positions are hereby created in the Salvage for Victory Committee of the Morale Service of the San Francisco Civilian Defense Council: 1 Publicity Director (part time) at \$100 per month; 1 B222 General Clerk (part time) at \$75 per month; 1 B408 General Clerk-Stenographer at \$155 per month.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors, by the vote by which this ordinance is passed, does hereby declare that an actual emergency exists, as set forth in Ordinance No. 1731 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Recommended and approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Funds available by the Controller.

Referred to Finance Committee.

Appropriating \$6,000, Civilian Defense Council, Creating Position of Coordinator, Price and Rationing Program.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$6,000 from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, creating the position of 1 B90.3 Coordinator, Price and Rationing Program, at \$500 per month, and providing funds for the compensation therefor for the period July 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds for the compensation of 1 B90.3 Coordinator, Price and Rationing Program, at \$500 per month for the period July 1, 1942, to June 30, 1943.

Section 2. The position of 1 B90.3 Coordinator, Price and Rationing Program, at \$500 per month, is hereby created.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors, by the vote by which this ordinance is passed, does hereby declare that an actual emergency exists, as set forth in Ordinance No. 1750 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Recommended and approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Funds available by the Controller.

Referred to Finance Committee.

Appropriating \$10,850 for Creation of Seven New Positions, General Clerk-Typist, Municipal Court.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$10,850 from the Emergency Reserve Fund to the credit of Appropriation No. 220.110.00, creating the posi-

tions of 7 B512 General Clerk-Typists (male) in the Municipal Court (Traffic Fines Bureau) and providing funds for the compensation therefor for the period September 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$10,850 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 220.110.00 to provide funds for the compensation of 7 B512 General Clerk-Typists (male) in the Municipal Court (Traffic Fines Bureau) for the period September 1, 1942, to June 30, 1943.

Section 2. The positions of 7 B512 General Clerk-Typists (male) at \$155 per month in the Municipal Court (Traffic Fines Bureau) are hereby created.

Section 3. This ordinance is passed as an emergency ordinance and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed that an actual emergency exists, the nature of said emergency being the uninterrupted operation of the Municipal Court and to provide for the replacement of police officers now performing the clerical duties in the Traffic Fines Bureau of the Municipal Court with clerical workers from the civil service list.

Section 4. The amount herein appropriated shall be repaid to the Emergency Reserve Fund out of any moneys received as Municipal Court Revenue in excess of the amount originally estimated in the 1942-43 Budget.

Recommended by the Clerk of the Municipal Court.

Approved as to form by the City Attorney.

Approved by the Presiding Judge of Municipal Court.

Approved by the Civil Service Commission.

Funds available by the Controller.

Approved by the Mayor.

Referred to Finance Committee.

Appropriating \$4,650 for Creation of Three Positions, General Clerk-Typist, Police Department.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$4,650 from the surplus existing in Appropriation No. 209.110.00, to the credit of Appropriation No. 209.110.00, creating the position of 3 B512 General Clerk-Typists at \$155 per month in the Police Department, and providing funds for the compensation therefor for the period September 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,650 is hereby appropriated from the surplus existing in Appropriation No. 209.110.00, to the credit of Appropriation No. 209.110.00, to provide funds for the compensation of 3 B512 General Clerk-Typists at \$155 per month in the Police Department for the period September 1, 1942, to June 30, 1943.

Section 2. The position of 3 B512 General Clerk-Typists at \$155 per month in the Police Department are hereby created.

Section 3. This ordinance is passed as an emergency ordinance, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed, that an emergency exists which makes it necessary that it become effective immediately. The nature of the emergency is as follows: The uninterrupted operation of the Police

Department and the replacement of policemen now performing clerical duty with clerical workers from the civil service list.

Recommended by the Chief of Police.

Approved as to form by the City Attorney.

Approved by the Board of Police Commissioners.

Approved by the Civil Service Commission.

Funds Available by the Controller.

Approved by the Mayor.

Referred to Finance Committee.

Appropriating \$10,190 for Creation of Positions, Police Department.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$10,190 from the Emergency Reserve Fund, to the credit of Appropriation No. 209.110.00, creating the positions of 5 D52 Jail Matrons at \$170 per month, and 1 I12 Cook at \$169 per month, in the Police Department, and providing funds for the compensation therefor for the period September 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$10,190 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 209.110.00, to provide funds for the compensation of the following employees in the Police Department: 5 D52 Jail Matrons at \$170 per month, and 1 I12 Cook at \$169 per month, for the period September 1, 1942, to June 30, 1943.

Section 2. The following employments are hereby created in the Police Department: 5 D52 Jail Matrons at \$170 per month; 1 I12 Cook at \$169 per month.

Section 3. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists which necessitates its becoming effective immediately. The nature of the emergency is as follows: The services of the employments created hereby are immediately required in connection with the program for the control of venereal disease in the City and County of San Francisco, which affects the health and welfare of our citizens as well as members of the armed forces stationed within the confines of the City and County of San Francisco.

Recommended by the Chief of Police.

Approved as to form by the City Attorney.

Approved by the Board of Police Commissioners.

Approved by the Civil Service Commission.

Funds available by the Controller.

Approved by the Mayor.

Referred to Finance Committee.

Appropriating \$7,300 for Creation of Positions, Adult Probation Department.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$7,300 from the Emergency Reserve Fund, to the credit of Appropriation No. 225.110.00, creating the positions

of 1 T60 Sr. Probation Officer at \$215 per month, 2 T56 Probation Officers at \$180 per month, 1 B408 General Clerk-Stenographer at \$155 per month in the Adult Probation Department; providing funds for the compensation therefor for period Sept. 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$7,300 is hereby appropriated from the Emergency Reserve Fund, to the credit of Appropriation No. 225.-110.00, to provide funds for the compensation from September 1, 1942, to June 30, 1943, of the following employments in the Adult Probation Department: 1 T60 Sr. Probation Officer at \$215 per month; 2 T56 Probation Officers at \$180 per month; and 1 B408 General Clerk-Stenographer at \$155 per month.

Section 2. The following positions are hereby created in the Adult Probation Department: 1 T60 Sr. Probation Officer at \$215 per month; 2 T56 Probation Officers at \$180 per month; and 1 B408 General Clerk-Stenographer at \$155 per month.

Section 3. This ordinance is passed as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of the emergency is as follows: The employments hereby created are immediately required in connection with the program for the control of venereal disease in the City and County of San Francisco, which affects the health and welfare of our citizens as well as the members of the armed forces stationed within the confines of the City and County of San Francisco.

Recommended by the Chief Probation Officer, Adult Probation Department.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved by the Civil Service Commission.

Approved by the Mayor.

Referred to Finance Committee.

Opposing Reciprocal Trade Treaty with Iran, Proposing Tariff Concession on Almonds.

Supervisor Green, under his name on Roll Call, called attention to the desirability for early consideration of the following Resolution, presented by Supervisor MacPhee on August 10, 1942, and referred at that time to the Public Welfare Committee:

Opposing Reciprocal Trade Treaty with Iran, Proposing Tariff Concession on Almonds.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No., as follows:

Whereas, the United States State Department has announced it intends to negotiate a reciprocal trade treaty with Iran (Persia) in which it is proposed to grant tariff concessions on almonds, among other commodities, and

Whereas, ninety-five per cent of the American almond crop is grown in Northern and Central California, the heart of San Francisco's trade area, and

Whereas, the Northern and Central California almond industry, whose crop is grown under true American standards of production

and processed under American standards of sanitation, was built under pledges and promises that it would be protected, and

Whereas, if the proposed tariff concessions are made, California almonds will be subjected to competition in the American market from cheap and inferior almonds from Iran, Spain and indirectly from Italy, to the injury of Northern and Central California almond growers, and

Whereas, whatever injures agriculture in San Francisco's trade area injures San Francisco itself; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby memorialize the Secretary of State of the United States to take note of the severe harm which would be caused to the California almond industry by the proposed tariff concessions to Iran on almonds and to revise the proposed treaty accordingly.

After hearing from Mr. Ballard, representing the Regional Service Committee, the President announced that because of Supervisor Shannon's absence from the city, and knowing of his interest in Regional Service affairs, he believed that Supervisor Shannon would not object to calling the matter out from the Public Health Committee and referring it to the County, State and National Affairs Committee. Thereupon, the President *referred the resolution to the County, State and National Affairs Committee.*

Communications

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From Chief Administrative Officer, transmitting amendment to Health Code by providing that live poultry may be kept in an establishment provided that proper mechanical forced ventilation is maintained.

Referred to Joint Finance and Public Health and Welfare Committee.

From Joseph B. Eastman of the Office of Defense Transportation, informing the Board that he has specific authority to obtain maximum utilization of available transportation equipment.

Referred to Joint Finance and Public Utilities Committee.

Supervisor Uhl, under his name on Roll Call, referring to the foregoing telegram from Mr. Eastman, moved that a letter be addressed to Mr. Joseph B. Eastman, of the Office of Defense Transportation, asking him what, in his opinion, are the shortcomings in the transportation service for defense workers as rendered by the Market Street Railway Company and the Municipal Railway, in order that the Board of Supervisors may know the situation and know what steps must be taken to correct any defects.

Referred to Joint Finance and Public Utilities Committee.

From Superintendent of Schools, transmitting budget of S. F. Unified School District for fiscal year 1942-1943.

Referred to Finance Committee.

From Redwood Empire Supervisors' Unit, inviting attendance at meeting in Santa Rosa, August 21, 1942.

Chair appointed Supervisors Meyer and Green to represent the Board.

From the Mayor, transmitting correspondence with Market Street Railway Company, regarding one-man operation of street cars.

Referred to Joint Finance and Public Utilities Committee.

From the Mayor, transmitting request of U. S. Conference of Mayors and War Department, that armament owned by municipalities as war relics be turned over to the U. S. Army as scrap metal.

Referred to Finance Committee.

ADJOURNMENT

There being no further business, the Board, at the hour of 4:30 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors August 24, 1931.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 36

RECEIVED
CITY CLERK
MEDICAL DEPT

Monday, August 24, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, AUGUST 24, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, August 24, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Quorum present.

Supervisor Colman presiding.

Supervisor Green was noted present at 2:30 p. m.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of August 17, 1942, was considered read and approved.

Correction Made to Page 1833 of Journal of Board of Supervisors of Monday, August 10, 1942.

Supervisors MacPhee and Shannon called attention to second line, last paragraph of page 1833 of Journal of Proceedings of Board for Monday, August 10, 1942, stating that "Public Utilities Commission" should be inserted instead of "Board of Supervisors" as at present in that Journal.

So ordered.

SPECIAL ORDER—2:30 P. M.

The following recommendation of the Public Health and Welfare Committee was taken up:

Present: Supervisors Shannon, Roncovieri.

Abatement Proceedings—7-A Sumner Street (Rear).

(Series of 1939)

Resolution No. 2832, as follows:

Resolved, That in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 7-A Sumner Street (rear) in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

August 10, 1942—Consideration continued until August 24, 1942.

Discussion.

Mrs. Anna Mason, 1342 Stevenson Street, owner of the premises, was given the privilege of the floor, and explained that due to the fact that her husband was working on "defense" work, he did not have time to demolish the building, and asked for a continuance of one year, which request was not granted.

Mr. Frank Miller, representing the Housing Division of the Department of Health, was given the privilege of the floor and stated that that department was adamant in having the premises abated as it constituted a nuisance to public health.

Adopted.

Whereupon, the foregoing resolution was *adopted* by the following vote:

Ayes: Supervisors Brown, Colman, MacPhee, O'Gara, Roncovieri, Shannon, Uhl—7.

Noes: Supervisors Gallagher, Green, Mead, Meyer—4.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of the Streets Committee, heretofore Passed for Second Reading, were taken up:

Amending Spur Track Permit, Southern Pacific Company, Twelfth Street Between Howard and Harrison Streets, So As to Remove Restrictions As to Hours When Switching Operations May Be Conducted, in Order to Facilitate Movement of Army Air Corps Material.

(Series of 1939)

Bill No. 1839, Ordinance No. 1758, as follows:

Amending Section 2 of Ordinance No. 6512 (new series), entitled, "Granting permission, revocable at will of the Board of Supervisors, to the Southern Pacific Company to operate with steam locomotives and cars over the tracks belonging to the City and County of San Francisco, formerly the property of the Ocean Shore Railway Company, as hereinafter described"; and repealing Ordinance No. 8664 (new series).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 6512 (New Series), entitled "Granting permission, revocable at will of the Board of Supervisors, to the Southern Pacific Company to operate with steam locomotives and cars over the tracks belonging to the City and County of San Francisco, formerly the property of the Ocean Shore Railway Company, as hereinafter described," is hereby amended to read as follows:

Section 2. Provided, That the Southern Pacific Company shall be required to flag the crossings of Harrison Street and Folsom Street on the passing of locomotives, car or cars; and

Provided, That the Southern Pacific Company shall be required to take proper and adequate precautions to protect the safety and property of any and all persons in the streets designated in this ordinance during all times when, and at the locations where, switching operations are being conducted on said spur track, and will obey all lawful regulations of the Department of Public Works and of the Police Commis-

sion relative to the maintenance of warning signs and barriers at or near said spur track.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

**Accepting Roadway of Newhall Street Between Bayview Street
and Topeka Avenue.**

(Series of 1939)

Bill No. 1840, Ordinance No. 1759, as follows:

Providing for acceptance of the roadway of Newhall Street between Bayview Street and Topeka Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Newhall Street between Bayview Street and Topeka Avenue,
including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

NEW BUSINESS.

Adopted.

The following recommendations of the Finance Committee were taken up:

**Approval of Supplemental Recommendations, Public Welfare
Department.**

(Series of 1939)

Resolution No. 2833, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing Old Age Security Aid increases, effective August 1, 1942, are hereby approved;

Further Resolved, That the supplemental recommendations of the **Public Welfare Department** containing Aid to Needy Children increases, effective November 1, 1941, and March 1, 1942, are hereby approved.

Further Resolved, That the Clerk of the Board of Supervisors is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Upper Terrace Sewer Easement and Land Acquisition.

(Series of 1939)

Resolution No. 2834, as follows:

Resolved, In accordance with the recommendation of the Department of Public Works that the City and County of San Francisco, a Municipal Corporation, does hereby accept those certain deeds dated June 27, 1941, and July 30, 1942, from William H. Humphrey, et ux, to certain land required for Upper Terrace and a sewer easement, respectively.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Requesting Mayor and Chief Administrative Officer to Arrange for Delivery to United States Army of Metal War Relics Owned by City and County, for Use in Production of Munitions.

(Series of 1939)

Resolution No. 2835, as follows:

Whereas, the War Department of the United States is urging that the cannon, guns, tanks, etc., which were distributed to cities after the last war be collected and turned over to the United States Army for production of munitions to be used in the present conflict; and

Whereas, the War Department states that the scrap value of said pieces is high and the material contained in them will assist greatly in the production of weapons; and

Whereas, Lieutenant-General Brehon Somervell has issued orders to all Commanding Generals of Service Commands to cooperate with cities in receiving said cannon and metal war relics; and

Whereas, the War Department has promised to replace at the end of this war each one of said pieces with another cannon or tank captured from our present enemies; now, therefore, be it

Resolved, That the Mayor and the Chief Administrative Officer of the City and County of San Francisco be and they are hereby requested to make immediate arrangements, if legally possible, to deliver such metal war relics as may be in the possession of the City and County, to the local military post of the United States Army for use in successfully prosecuting the war.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

The following recommendation of Finance Committee was taken up:

Military Affairs Committee, U. S. Senate, Requested to Give Consideration to Reber Plan, San Francisco Bay Project, as a Measure of National Defense.

(Series of 1939)

Resolution No. 2836, as follows:

Whereas, by Resolution No. 2241 passed by this Board of Supervisors on November 19, 1941, it is stated therein in part, "Whereas, This Board of Supervisors has had presented to it the plan of John Reber, known as 'San Francisco Bay Project' that, at relatively small

cost, provides such aids to the Army, Navy and Air Forces as would make the San Francisco Bay Region the strongest-fortified area in the Western Hemisphere"; and

Whereas, there is embodied in the Reber San Francisco Bay Project airport facilities not only for the strongest possible air defense of this area, but also facilities unsurpassed anywhere in the world for the handling of land and hydro troop and cargo carrying aerial transport upon which the winning of this war so vitally depends; and

Whereas, through the building of the Reber San Francisco Bay Project so many added facilities are provided our fighting forces as to so increase their efficiency in carrying on warfare throughout the Pacific theatre of war as to not only make more certain that final victory but to attain that final victory in a lesser time and with a great saving of lives and money by thus shortening the war; and

Whereas, members of the Military Affairs Committee of the United States Senate are now in the West studying various phases of the war activity; now, therefore, be it

Resolved, That these members of the Military Affairs Committee of the United States Senate (Senators A. B. Chandler of Kentucky; M. C. Wallgren of Washington; H. H. Burton of Ohio, and R. C. Holman of Oregon), be respectfully requested to meet with the Mayor of this city, the members of this Board, and other leaders of this area and give ample time to a consideration of the Reber San Francisco Bay Project.

Discussion.

Supervisor Colman explained his reasons for voting "No" as being that he had investigated the Reber Plan thoroughly, that committee meetings were held on it, but that the Navy disapproved. He, therefore, under those conditions was opposed to it.

Supervisor MacPhee explained his vote as being in favor of the plan as it was the one thing, he felt, that would be most far-reaching in benefit to San Francisco and Bay counties. He said that it was of paramount importance that the Military Affairs Committee of the United States Senate be given an opportunity to investigate the Reber Plan.

Supervisor O'Gara said he was voting "No", but without prejudice to the plan itself.

Adopted.

Whereupon, the foregoing resolution was *adopted* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Noes: Supervisors Brown, Colman, Green, O'Gara—4.

Tabled.

The following bill and ordinance, consideration of which having been postponed from August 17, 1942, was, after explanation by Supervisor Gallagher that guards had been furnished by other means, *ordered tabled*.

An Ordinance Appropriating Funds for the Purpose of Guarding San Francisco Water Department Properties in Alameda County, Including the Valve House on the Bay Crossing Pipe Line for the Month of September, 1942; An Emergency Ordinance.

(Series of 1939)

Bill No. 1847, Ordinance No., as follows:

An ordinance appropriating funds for the purpose of guarding San Francisco Water Department properties in Alameda County, including

the valve house on the Bay Crossing Pipe Line for the month of September, 1942; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The following sums are hereby appropriated and set aside from the surplus funds of the San Francisco Water Department to the credit of the following appropriations in the amounts stipulated for the purpose of providing funds for the payment of personal services and miscellaneous contractual expense in connection with guarding San Francisco Water Department properties in Alameda County, including the valve house on the Bay Crossing Pipe Line:

266-120-79—Temporary Salaries	\$3,150.00
266-200-79—Contractual Services	750.00
	<hr/>
	\$3,900.00

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors by the vote by which this ordinance is passed hereby declares that an actual emergency exists which makes it imperative that this ordinance become effective herewith. It was estimated that effective July 1, 1942, a unit of the California State Guard would be available for the purpose of guarding San Francisco Water Department properties in Alameda County. It is necessary that the civilian guards now guarding the San Francisco Water Department properties in Alameda County be employed until such time as the California State Guard can furnish the necessary personnel. Funds have not heretofore been provided for this purpose nor are they otherwise available within the funds heretofore appropriated.

Approved Public Utilities Commission Resolution No. 5197.

Approved as to form by the City Attorney.

Approved by the Manager of Utilities.

Approved as to funds by the Controller.

Approved by the Mayor.

August 17, 1942—Consideration continued until August 24, 1942.

Appropriating \$4,650 for Creation of Three New Positions of General Clerk-Typist, Municipal Court; an Emergency Ordinance.

(Series of 1939)

The following recommendation of the Finance Committee (Supervisor Mead dissenting) was taken up:

Bill No. 1858, Ordinance No., as follows:

Appropriating the sum of \$4,650 from the Emergency Reserve Fund to the credit of Appropriation No. 220.110.00, creating the positions of 3 B512 General Clerk-Typists (male) in the Municipal Court (Traffic Fines Bureau) and providing funds for the compensation therefor for the period September 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,650 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 220.110.00 to provide funds for the compensation of 3 B512 General Clerk-Typists

(male) in the Municipal Court (Traffic Fines Bureau) for the period September 1, 1942, to June 30, 1943.

Section 2. The positions of 3 B512 General Clerk-Typists (male) at \$155 per month in the Municipal Court (Traffic Fines Bureau) are hereby created.

Section 3. This ordinance is passed as an emergency ordinance and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed that an actual emergency exists, the nature of said emergency being the uninterrupted operation of the Municipal Court and to provide for the replacement of police officers now performing the clerical duties in the Traffic Fines Bureau of the Municipal Court with clerical workers from the civil service list.

Section 4. The amount herein appropriated shall be repaid to the Emergency Reserve Fund out of any moneys received as Municipal Court Revenue in excess of the amount originally estimated in the 1942-43 Budget.

Recommended by the Clerk of the Municipal Court.

Approved as to form by the City Attorney.

Approved by the Presiding Judge of Municipal Court.

Approved by the Civil Service Commission.

Funds available by the Controller.

Approved by the Mayor.

Final Passage Refused.

After discussion, the roll was called on the recommendation of the Finance Committee with the following result:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Meyer, O'Gara, Shannon, Uhl—8.

No: Supervisor Mead—1.

Notice of Reconsideration.

Before the vote on the foregoing bill and ordinance was announced Supervisor MacPhee changed his vote from "Aye" to "No" and gave notice of immediate reconsideration, the vote then being:

Ayes: Supervisors Brown, Colman, Gallagher, Meyer, O'Gara, Shannon, Uhl—7.

Noes: Supervisors MacPhee, Mead—2.

Discussion.

In connection with the foregoing the following discussion was had:

Supervisor MacPhee stated that the position of the Finance Committee was to displace, disabled or retired police officers from the positions affected, but that the original seven requested had been reduced to three.

Mr. Wm. L. Henderson, Secretary, Civil Service Commission, stated that the Charter was being violated by having police officers doing the work properly coming within the scope of clerical duties, that clerks were deprived of employment and the Police Department had no logical reason for continuing such practice. He cited Section 141 of the Charter as applying, quoting in part . . . "No person shall hold a position outside of the classification to which he has been appointed, provided that every employee of any department or office shall discharge any of the duties pertaining to such department or office to which his chief may temporarily assign him."

He (Henderson) said, that the men affected by the proposed change were seven in number, naming: F. J. Dunphy, Wm. N. Fitzgerald, Robert M. Hall, Neal N. Hayes, Ralph Hickman, Timothy Leahy and John M. Lynch. Of that number he stated Neal N. Hayes, Timothy

Leahy and John M. Lynch were convalescing from injuries received in line of duty as peace officers, but that the Police Department should be able to find immediate employment for the others more in keeping with police duties.

Supervisor Brown said that the Charter was being violated in that more policemen were employed than the fixed one to five hundred of population, quoting in part from Section 35 of the Charter to substantiate his point.

Postponed One Week.

Whereupon, the foregoing bill and ordinance was *postponed one week and made a Special Order of Business for 2:30 p. m.*; Clerk to notify the Chief of Police to be present at that time, by the following vote:

Ayes: Supervisors Gallagher, Green, Mead, Meyer, Roncovieri, Uhl—6.

Noes: Supervisors Brown, Colman, MacPhee, O'Gara, Shannon—5.

Final Passage.

The following recommendations of the Finance Committee were taken up:

Appropriating \$6,000, Civilian Defense Council, Creating Position of Coordinator, Price and Rationing Program at \$500; an Emergency Ordinance.

(Series of 1939)

Bill No. 1859, Ordinance No. 1761, as follows:

Appropriating the sum of \$6,000 from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, creating the position of 1 B90.3 Coordinator, Price and Rationing Program, at \$500 per month, and providing funds for the compensation therefor for the period July 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from the surplus existing in Appropriation No. 202.903.02-1, to the credit of Appropriation No. 202.903.02-1, to provide funds for the compensation of 1 B90.3 Coordinator, Price and Rationing Program, at \$500 per month for the period July 1, 1942, to June 30, 1943.

Section 2. The position of 1 B90.3 Coordinator, Price and Rationing Program, at \$500 per month, is hereby created.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors, by the vote by which this ordinance is passed, does hereby declare that an actual emergency exists, as set forth in Ordinance No. 1750 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Recommended and approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Funds available by the Controller.

NOTE: Above ordinance recommended for passage by Committee, with Supervisor Uhl voting "no."

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon—9.

Noes: Supervisors Gallagher, Uhl—2.

**Appropriating \$3,960 for Creation of Three New Positions in
Civilian Defense Council; an Emergency Ordinance.**

(Series of 1939)

Bill No. 1860, Ordinance No. 1762, as follows:

Appropriating the sum of \$3,960 out of surplus existing in Appropriation No. 202.110.79-9, to the credit of Appropriation No. 202.110.79-9, creating the positions of 1 Publicity Director (part time) at \$100 per month; 1 B222 General Clerk (part time) at \$75 per month; 1 B408 General Clerk-Stenographer at \$155 per month in the Salvage for Victory Committee of the Morale Service, San Francisco Civilian Defense Council; providing funds for the compensation therefor; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3,960 is hereby appropriated from the surplus existing in Appropriation No. 202.110.79-9, to the credit of Appropriation No. 202.110.79-9, to provide funds for the compensation of the following positions in the Salvage for Victory Committee of the Morale Service of the San Francisco Civilian Defense Council for the period July 1, 1942, to June 30, 1943: 1 Publicity Director (part time) at \$100 per month; 1 B222 General Clerk (part time) at \$75 per month; and 1 B408 General Clerk-Stenographer at \$155 per month.

Section 2. The following positions are hereby created in the Salvage for Victory Committee of the Morale Service of the San Francisco Civilian Defense Council: 1 Publicity Director (part time) at \$100 per month; 1 B222 General Clerk (part time) at \$75 per month; 1 B408 General Clerk-Stenographer at \$155 per month.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors, by the vote by which this ordinance is passed, does hereby declare that an actual emergency exists, as set forth in Ordinance No. 1731 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Recommended and approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Passed for Second Reading.

The following recommendations of the Finance Committee were taken up:

Exchange of Land—Jerrold Ave., Upton St., McKinnon Ave.

(Series of 1939)

Bill No. 1854, Ordinance No. , as follows:

Authorizing conveyance of certain land to George Windeler Co., Ltd., in exchange for certain other land required for the widening of City property in use as a spur track right of way.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property in lieu of sale is hereby authorized and directed to

arrange for trading to George Windeler Co., Ltd., that certain real property hereinafter described as Parcel "A", in exchange for certain other land hereinafter described as Parcel "B", which parcels are situated in the City and County of San Francisco, State of California:

Parcel "A":

Beginning at a point on the southwesterly line of Jerrold Avenue, distant thereon 166.59 feet northwesterly from the northwesterly line of Upton Street, said point of beginning being the northeasterly corner of the property of the City and County of San Francisco as acquired by deed recorded March 2, 1928, in Liber 1621 of Official Records at page 188, records of said City and County; thence southwesterly at right angles to Jerrold Avenue on the southeasterly boundary of said property 520 feet; thence at right angles northwesterly 8 inches to a point in a line parallel with and 8 inches at right angles northwesterly from the first course of this description; thence at right angles northeasterly on said parallel line 520 feet to the southwesterly line of Jerrold Avenue; thence at right angles southeasterly on said line of Jerrold Avenue 8 inches to the point of beginning.

Parcel "B":

Beginning at a point at right angles northwesterly 183.59 feet from the northwesterly line of Upton Street and distant at right angles 520 feet southwesterly from the southwesterly line of Jerrold Avenue, said point of beginning being also the southeasterly corner of the property of the City and County of San Francisco as acquired by deed recorded November 3, 1915, in Liber 910 of deeds at page 14, Official Records of City and County; thence southwesterly parallel with and distant 183.59 feet northwesterly from said line of Upton Street and along the northwesterly boundary of the property of the City and County of San Francisco as acquired by deed recorded March 2, 1928, in Liber 1621 of Official Records at page 188, Official Records of said City and County 122.788 feet; thence continuing southwesterly on last mentioned boundary on the arc of a curve to the left with a radius of 296.439 feet, a central angle of 23° 17' 29" a distance of 120.501 feet to the northeasterly line of McKinnon Avenue; thence deflecting 113° 17' 29" to the right from the tangent to the preceding curve and running northwesterly on said line of McKinnon Avenue 0.726 feet; thence northeasterly on a curve to the right whose tangent deflects 66° 45' 50" to the right from the preceding course and which is concentric with and radially distant 8 inches from the second preceding course of this description with a radius of 297.106 feet a central angle of 23° 14' 10" an arc distance of 120.490 feet; thence continuing northeasterly tangent to the preceding curve parallel with and 8 inches at right angles northwesterly from the first course of this description 122 feet more or less to the southerly boundary of first above mentioned property of the City and County of San Francisco; thence easterly on said southerly boundary 8 inches more or less to the point of beginning.

Section 2. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal to the value of Parcel "B".

Section 3. George Windeler Co., Ltd., shall pay the City and County of San Francisco the sum of \$100.00 to defray the cost of advertising and other incidental expenses in connection with this exchange. Said Company shall also at its own expense do all the necessary relocation of the existing fencing now located on the City's parcel.

Section 4. The Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corpora-

tion, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to George Windeler Co., Ltd., or its assignee. The Director of Property is hereby authorized and directed to deliver said deed to George Windeler Co., Ltd., upon receipt of the necessary deed conveying Parcel "B" to the City and County of San Francisco, and to accept and record the latter deed.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Authorizing Compromise of Claim of Willis W. Lankford for the Sum of Fifty (\$50.00) Dollars.

(Series of 1939)

Bill No. 1861, Ordinance No., as follows:

Authorizing compromise of claim of Willis W. Lankford for the sum of Fifty (\$50.00) Dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended and the Director of Public Works having approved settlement of the action of Willis W. Lankford against the City and County of San Francisco for the recovery of damages and personal injuries sustained on the 6th day of December, 1940, by reason of the alleged defective condition of the sidewalk opposite the premises known as 140 Fourth Street, by the payment of \$50.00 in full settlement of all claims of said Willis W. Lankford, the City Attorney is hereby authorized to settle and obtain a dismissal of said pending action and litigation, Superior Court No. 303,362 by the payment of said sum of \$50.00.

Recommended and approved by the City Attorney.

Recommended and approved by the Department of Public Works.

Funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Appropriating \$7,125, Department of Public Health, for New Positions of Five Operating Room Nurses at \$150.

(Series of 1939)

Bill No. 1862, Ordinance No., as follows:

Authorizing an appropriation of \$7,125.00 out of the Emergency Reserve Fund to the credit of the Department of Public Health to provide compensation for five P208 Operating Room Nurses at \$150.00 per month at San Francisco Hospital, for the period September 16, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$7,125.00 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following appropriations in amounts indicated.

No. 253.110.02—Permanent Salaries—Nursing	\$5,462.50
253.114.00—Maintenance—Permanent	1,662.50

to provide compensation for five P208 Operating Room Nurses at \$150.00 per month for the period September 16, 1942, to June 30, 1943.

Section 2. Five additional positions of P208 Operating Room Nurse at \$150.00 per month are hereby created at the San Francisco Hospital.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Salary Ordinance, Department of Public Health, Adding Five Operating Room Nurses at \$150.

(Series of 1939)

Bill No. 1863, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 60, DEPARTMENT OF PUBLIC HEALTH, SAN FRANCISCO HOSPITAL, by changing Item 85.4 from 3 P208 Operating Room Nurse at \$150 per month to 8 P208 Operating Room Nurse at \$150 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill No. 1734, Ordinance No. 1667, Section 60, is hereby amended to read as follows:

Section 60. DEPARTMENT OF PUBLIC HEALTH— SAN FRANCISCO HOSPITAL (Continued)

Item No.	No. of Employees	Class No	Class-Title	Maximum Monthly Rate
68	88	P102	Registered Nurse	\$ 154.50
68.1	3	P102	Registered Nurse	150.50
68.2	18	P102	Registered Nurse	150
68.3	4	P102	Registered Nurse	143
69	10	P102	Registered Nurse	142
70	26	P102	Registered Nurse	135
73		P103	Special Nurse (as needed) at prevailing rates	
74		P103	Special Nurses (Virulent Communicable Diseases and Violent Patients), at prevailing rates)	
75		P103	Special Nurses, Additional Patient \$2 extra (not to exceed \$12)	
76	18	P104	Head Nurse	164.50
77	2	P104	Head Nurse	160.50
77.1	3	P104	Head Nurse	160
77.2	5	P104	Head Nurse	152
77.3	2	P104	Head Nurse	145
78	1	P110	Assistant Superintendent of Nursing	210
79	1	P110	Assistant Superintendent of Nursing	197
80	1	P110	Assistant Superintendent of Nursing	193
80.1	1	P110	Assistant Superintendent of Nursing	184.50
81	1	P122	Director of Institutional Nursing	335.50
82	3	P204	Anaesthetist	179.50
82.1	1	P204	Anaesthetist	178

83	1	P206	Senior Anaesthetist	204.50
84	1	P208	Operating Room Nurse	175
85	8	P208	Operating Room Nurse	168
85.1	2	P208	Operating Room Nurse	167
85.2	5	P208	Operating Room Nurse	163
85.3	1	P208	Operating Room Nurse	157
85.4	8	P208	Operating Room Nurse	150
86	1	P210	Senior Operating Room Nurse	204.50
87	1	P212	Head Nurse, Obstetrical	172
88	1	P214	Head Nurse, Pediatrics	169.50
89	1	P216	Head Nurse, Psychiatric	170
91	1	P304	Instructor of Nursing	185
91.1	1	P304	Instructor of Nursing	165
92	1	P306	Senior Instructor of Nursing	220

PSYCHIATRIC BUILDING

93	1	B408	General Clerk-Stenographer	168
94	2	C152	Watchman	152
95	2		House Officer	60
96	1	L374	Physician in Psychiatry	417
97	1	I 2	Kitchen Helper	118
98	5	I 116	Orderly	123
98.1	2	I 116	Orderly	117
98.2	4	I 116	Orderly	110
99	1	I 204	Porter	123
100	1	P2	Emergency Hospital Steward	165
100.1	1	P2	Emergency Hospital Steward	180
101	1	P2	Emergency Hospital Steward	188
102	1	P2	Emergency Hospital Steward	200
103	1	P102	Registered Nurse	135
104	6	P102	Registered Nurse	154.50
105	1	P102	Registered Nurse	150

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Final Passage.

Appropriating \$7,350 for Alterations to Central Emergency Hospital for Venereal Disease Control Program; An Emergency Ordinance.

(Series of 1939)

Bill No. 1855, Ordinance No. 1760, as follows:

Appropriating the sum of \$7,350 from the Emergency Reserve Fund to the credit of Appropriation No. 254,213.00, to provide funds for repairs and alterations to second floor, Emergency Hospital, Grove and Polk Streets, required as quarters in connection with the program for control of venereal disease in the City and County of San Francisco; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$7,350 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 254,213.00, to provide funds for repairs and alterations to second floor, Emergency Hospital, Grove and Polk Streets, required as quarters in connection with the program for the control of venereal disease in the City and County of San Francisco.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is

passed, hereby declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of the emergency is as follows: The provisions for the control of venereal diseases during the present national emergency having proven to be inadequate it is necessary to provide funds in order that additional quarters may be made available in connection with the program for the control of venereal diseases in the City and County of San Francisco, which affects the health and welfare of our citizens as well as the members of the armed forces stationed within the City and County of San Francisco.

Recommended by the Chief Administrative Officer.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Employees Retirement System Provisions of the Municipal Code.

(Series of 1939)

The following recommendation of Joint Judiciary and Finance Committee was taken up:

Bill No. 1864, Ordinance No., as follows:

Amending Article 3, Part I of the San Francisco Municipal Code by amending Subdivision (d) of Section 211, relative to the method for determining credit for service rendered; by amending subdivision (b) of Section 222, relative to persons excluded from retirement benefits, and by amending Section 249 prescribing the City's obligation in connection with contributions to the Retirement Fund.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 211, 222 and 249, Article 3, Part I of the San Francisco Municipal Code, referred to in the title hereof are hereby amended to read as follows:

SEC. 211. Duties of Retirement Board. The management and control of the Retirement System shall be vested in the Retirement Board as provided in Section 159 of the Charter. The Board shall exercise the powers and perform the duties conferred on it by said Charter and by other sections hereof, and in addition thereto:

(a) **Interest on Contributions.** Shall credit contributions of members, of beneficiaries and of the City with interest at the rate of four (4%) per cent per annum, compounded on June 30th of each year, subject to the provisions of subsection (b) of this section. The Board, however, at the end of each fiscal year, may credit to all contributions held in the Retirement Fund at the end of such fiscal year such additional interest as it may deem proper in the light of the earnings on the Retirement Fund during such fiscal year, provided that the total interest credited to contributions during any fiscal year shall not exceed the earnings on the Retirement Fund during that year; and provided, further, that interest at the rate of four (4%) per cent per annum, compounded annually, shall be used in the calculation of benefits under any mortality table adopted by the Board, subject to the provisions of subsection (b) of this section, regardless of any additional interest allowed on contributions under this paragraph.

(b) **Actuarial Data.** Shall keep in convenient form such data as shall be necessary for the actuarial valuation of the Retirement System.

As of June 30, 1933, and thereafter at intervals of not to exceed six (6) years, the Board shall make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries, and further shall make an actuarial valuation of the assets and liabilities of the Retirement System. From time to time, the Board shall determine the rate of interest being earned on the Retirement Fund. Upon the basis of all or any of such investigation, valuation and determination, the Board shall:

(1) Adopt for the Retirement System such interest rate and such mortality, service and other tables, or any of such items, as shall be deemed necessary;

(2) Make such revision in the rates of contribution under the Retirement System as shall be deemed necessary to comply with Section 232.

(c) **Additional Records.** In addition to other records and accounts, shall keep such records and accounts as shall be necessary to show at any time:

(1) The total accumulated contributions of members;

(2) The total accumulated contributions of retired members less the annuity payments made to such members;

(3) The accumulated contributions of the City held for the benefit of members on account of service rendered as members of the Retirement System;

(4) All other accumulated contributions of the City, which shall include the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members. A portion of the accumulated contributions of the City previously held for the benefit of members, excluding persons who are members under Sections 166 and 169 of the Charter, on account of service rendered as members of the Retirement System, equal to the accumulated normal contributions withdrawn by a member, or paid to a beneficiary upon the death of a member or applied to purchase an annuity upon the retirement of a member, shall thereafter be included in the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members. No transfer of accumulated contributions of the City shall be made on account of the withdrawal of accumulated contributions by a person who is a member under Sections 166 or 169 of the Charter, but upon the death or retirement of such a member, accumulated contributions of the City, previously held for the benefit of such member, actuarially equivalent to that portion of the benefit granted to him or to his beneficiary, which is chargeable to service rendered as a member of the Retirement System, shall thereafter be included in the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members.

(d) **City-Service Rendered, Determination of.** Shall determine the city-service rendered by members and shall fix and may modify allowances for service and disability and fix other benefits. One (1) year and proportionate parts thereof shall be credited on the basis of not more than two hundred fifty (250) nor less than two hundred twenty (220) days of city-service rendered by per diem employees, on the basis of ten (10) months or more of city-service rendered by monthly employees and on the basis of the receipt of ten-twelfths (10/12) of the annual salary by teachers, but not more than one (1) year shall be credited for all service in any fiscal year. Time during which a member was or shall be absent from city-service without pay shall not be allowed in computing service except as provided in subsection (h) of Section 200 of this Article.

Credit for prior service shall be granted to each member who has rendered such service as defined herein and who enters the Retirement System on January 8 or 9, 1932, except as provided in Section 227 and Section 256, for re-entrants, and except, further, that any such member who has failed to re-deposit accumulated contributions with-

drawn by him from the San Francisco City Employees' Retirement System, shall receive credit for such prior service only if, upon being notified by the Retirement Board, he make such re-deposit, in the same manner as provided in Section 227, for persons re-entering city-service. However, prior service so credited shall be the basis for a retirement allowance or benefit as provided herein only if membership continues unbroken until retirement on a retirement allowance or until the granting of such other benefit, provided that a termination of membership by the withdrawal of accumulated contributions followed by the re-deposit of such contributions upon re-entrance into city-service shall not constitute a break in membership.

The method heretofore used under the San Francisco City Employees' Retirement System in calculating the amount of city-service to be credited to members, in fixing disability and service retirement allowances and other benefits, in determining effective dates of membership in the Retirement System and in calculating members' contributions to the Retirement System, based on the assumption that teachers, subsequent to first entering into their duties, are in city-service throughout that part of the interims between school terms, during which they have been or shall be paid salary installments, is hereby approved solely for the purposes hereof and regardless of the status of said teachers under the State law. No adjustments affecting teachers under the Retirement System shall be made on the basis of payment of teachers' salaries in other than twelve (12) monthly installments, provided, however, that this paragraph shall not prevent adjustments, prior to termination of membership in the Retirement System, in contributions because of underpayments or over-payments of salary, nor shall it prevent the Retirement Board from modifying the method referred to in the first sentence of this paragraph, in the event that teachers' salaries shall be paid in other than twelve (12) monthly installments, but such modification shall apply only to city-service rendered thereafter.

In determining the credit to be granted for services rendered on a part-time basis, for the purposes of calculating retirement allowances, the service shall be reduced to a full-time basis according to the service required, in the next preceding paragraph, for credit for one year of service. In calculating benefits based on service so determined, compensation earnable shall be taken as the compensation which would be earnable if the employment had been on a full-time basis, and with a compensation derived by multiplying the member's compensation by the ratio of full time to the time he was required by his employment to engage in his duties. In calculating the credit to be granted for service rendered on a part-time basis, for purposes of determining qualification for retirement, the service required in the next preceding paragraph for credit for a year of service shall not be used, but instead, a year of service shall be credited for each year during which the member was employed throughout the year on a part-time basis and was engaged in his duties the full amount of time he was required by his employment to be so engaged. Credit for fractional years shall be granted to the extent of the fraction derived by dividing the time during which the member was engaged in his duties within the year, by the time he was required by his employment to be so engaged.

SEC. 222. Persons Excluded. The following employees shall not be members of the Retirement System:

- (a) Elective officers and members of Boards and Commissions;
- (b) Employees not then already members, certified from Civil Service lists for temporary employment; *provided that such employees who complete six (6) months of city service, including service rendered after January 1, 1942, uninterrupted by a break of more than one (1) month, shall not be prevented under this subsection from being members;*
- (c) Inmates of city institutions who are allowed compensation for such service as they are able to perform;

(d) Persons in city institutions principally for the purpose of training, but who receive compensation;

(c) Persons employed under contract for a definite period and for the performance of specific duties requiring professional or high technical skill;

(f) Employees, not then already members, and not certified from Civil Service lists for permanent employment, serving on a part-time basis or as substitutes; provided that attorneys employed in the office of the City Attorney, District Attorney or Public Defender on monthly compensation, and surgeons employed in the Emergency Hospital Service, Department of Public Health, on a monthly compensation and required to keep regular hours at least every day except holidays in offices maintained by the City shall not be prevented under this subsection from being members;

(g) Any employee on the Hetch Hetchy project, who by ordinance has been excluded from membership in any Retirement System established by the City and County of San Francisco, and who, while so employed, has or shall become a member of such a Retirement System through any change in status occasioned by transfer or assignment to other employment or by amendment to a retirement law, shall receive credit for service with the City rendered prior to the date he enters the Retirement System, including service as an employee of the Hetch Hetchy project, in the same manner as credit for prior service is granted to other members;

(h) Employees, not then already members, engaged outside the City by the Public Utilities Commission on construction work; provided that employees on such construction work, certified by the Public Utilities Commission as being in a permanent status shall not be prevented under this subsection from being members of the Retirement System;

(i) Persons in city-service on June 28, 1922, who had not at that time affirmatively exercised the option of becoming members of the Retirement System as then provided and whose compensation then equaled or exceeded five hundred (500) dollars per month;

(j) Persons who are or shall be employed in places of employment created by special appropriation to relieve any employment emergency declared by the Board of Supervisors, as set forth in Section 149 of the Charter.

SEC. 249. Guaranty. The payments of the City into the San Francisco City and County Employees' Retirement Fund, as provided in Sections 241 to 247, inclusive, of this Article, are hereby made obligations of the City. There shall be appropriated, in the budget for each fiscal year, such amounts as are necessary to make such payments, less the portions to be paid from the several funds set forth in the said sections, and the amounts so appropriated shall be provided for in the tax levy. Provision shall be made for the payment from the said several funds of such amounts as shall be necessary to meet the obligations of the City under the Retirement System on account of employees whose compensation is or has been paid from such funds.

The payments of the City into the San Francisco City and County Employees' Retirement Fund, as provided in Sections 241 to 247, inclusive, of this Article, are hereby made obligations of the city. There shall be appropriated, in the budget for each fiscal year, such amounts as are necessary to make such payments, less the portions to be paid from the several funds set forth in the said sections, and the amounts so appropriated shall be provided for in the tax levy. Provision shall be made for the payment from the said several funds of such amounts as shall be necessary to meet the obligations of the city under the Retirement System on account of employees whose compensation is

or has been paid from such funds. *Funds appropriated annually to the Retirement System, other than from specific fund appropriations, shall first be applied to meet the requirements for fixed charges for current and prior service for the period for which such funds are appropriated, and second shall be applied to meet the accumulated obligations of the City and County to the Retirement System.*

Approved as to form by the City Attorney.

Discussion.

The privilege of the floor being granted to Ralph R. Nelson, Secretary-Actuary, Retirement System, he explained that the cost to the city for temporary employees under the Retirement System was approximately \$10,500 per year, being the city's contribution required by inclusion of temporary employees in the Retirement System.

Whereupon, the following bill and ordinance, as amended to conform with requirements of Retirement System, was taken up:

Amending Employees Retirement System Provisions of the Municipal Code.

(Series of 1939)

Bill No. 1864, Ordinance No., as follows:

Amending Article 3, Part I of the San Francisco Municipal Code by amending Subdivision (d) of Section 211, relative to the method for determining credit for service rendered; by amending subdivision (b) of Section 222, relative to persons excluded from retirement benefits, and by amending Section 249 prescribing the City's obligation in connection with contributions to the Retirement Fund.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 211, 222 and 249, Article 3, Part I of the San Francisco Municipal Code, referred to in the title hereof are hereby amended to read as follows:

Sec. 211. Duties of Retirement Board. The management and control of the Retirement System shall be vested in the Retirement Board as provided in Section 159 of the Charter. The Board shall exercise the powers and perform the duties conferred on it by said Charter and by other sections hereof, and in addition thereto:

(a) **Interest on Contributions.** Shall credit contributions of members, of beneficiaries and of the City with interest at the rate of four (4%) per cent per annum, compounded on June 30th of each year, subject to the provisions of subsection (b) of this section. The Board, however, at the end of each fiscal year, may credit to all contributions held in the Retirement Fund at the end of such fiscal year such additional interest as it may deem proper in the light of the earnings on the Retirement Fund during such fiscal year, provided that the total interest credited to contributions during any fiscal year shall not exceed the earnings on the Retirement Fund during that year; and provided, further, that interest at the rate of four (4%) per cent per annum, compounded annually, shall be used in the calculation of benefits under any mortality table adopted by the Board, subject to the provisions of subsection (b) of this section, regardless of any additional interest allowed on contributions under this paragraph.

(b) **Actuarial Data.** Shall keep in convenient form such data as shall be necessary for the actuarial valuation of the Retirement System. As of June 30, 1933, and thereafter at intervals of not to exceed six (6)

years, the Board shall make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries, and further shall make an actuarial valuation of the assets and liabilities of the Retirement System. From time to time, the Board shall determine the rate of interest being earned on the Retirement Fund. Upon the basis of all or any of such investigation, valuation and determination, the Board shall:

(1) Adopt for the Retirement System such interest rate and such mortality, service and other tables, or any of such items, as shall be deemed necessary;

(2) Make such revision in the rates of contribution under the Retirement System as shall be deemed necessary to comply with Section 232 of this article.

(c) **Additional Records.** In addition to the other records and accounts, shall keep such records and accounts as shall be necessary to show at any time:

(1) The total accumulated contributions of members:

(2) The total accumulated contributions of retired members less the annuity payments made to such members;

(3) The accumulated contributions of the City held for the benefit of members on account of service rendered as members of the Retirement System;

(4) All other accumulated contributions of the City, which shall include the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members. A portion of the accumulated contributions of the City previously held for the benefit of members, excluding persons who are members under Sections 166 and 169 of the Charter, on account of service rendered as members of the Retirement System, equal to the accumulated normal contributions withdrawn by a member, or paid to a beneficiary upon the death of a member or applied to purchase an annuity upon the retirement of a member, shall thereafter be included in the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members. No transfer of accumulated contributions of the City shall be made on account of the withdrawal of accumulated contributions by a person who is a member under Sections 166 or 169 of the Charter, but upon the death or retirement of such a member, accumulated contributions of the City, previously held for the benefit of such member, actuarially equivalent to that portion of the benefit granted to him or to his beneficiary, which is chargeable to service rendered as a member of the Retirement System, shall thereafter be included in the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members.

(d) **City-Service Rendered, Determination of.** Shall determine the city-service rendered by members and shall fix and may modify allowances for service and disability and fix other benefits. One (1) year and proportionate parts thereof shall be credited on the basis of not more than two hundred fifty (250) nor less than two hundred twenty (220) days of city-service rendered by per diem employees, on the basis of ten (10) months or more of city-service rendered by monthly employees and on the basis of the receipt of ten-twelfths (10/12) of the annual salary by teachers, but not more than one (1) year shall be credited for all service in any fiscal year. Time during which a member was or shall be absent from city-service without pay shall not be allowed in computing service except as provided in subsection (h) of Section 200 of this Article.

Credit for prior service shall be granted to each member who has rendered such service as defined herein and who enters the Retirement System on January 8 or 9, 1932, except as provided in Section 227 and Section 256, of this Article for re-entrants, and except, further,

that any such member who has failed to re-deposit accumulated contributions withdrawn by him from the San Francisco City Employees' Retirement System, shall receive credit for such prior service only if, upon being notified by the Retirement Board, he make such re-deposit, in the same manner as provided in Section 227, of this Article for persons re-entering city-service. However, prior service so credited shall be the basis for a retirement allowance or benefit as provided herein only if membership continues unbroken until retirement on a retirement allowance or until the granting of such other benefit, provided that a termination of membership by the withdrawal of accumulated contributions followed by the re-deposit of such contributions upon re-entrance into city-service shall not constitute a break in membership.

The method heretofore used under the San Francisco City Employees' Retirement System in calculating the amount of city-service to be credited to members, in fixing disability and service retirement allowances and other benefits, in determining effective dates of membership in the Retirement System and in calculating members' contributions to the Retirement System, based on the assumption that teachers, subsequent to first entering into their duties, are in city-service throughout that part of the interims between school terms, during which they have been or shall be paid salary installments, is hereby approved solely for the purposes hereof and regardless of the status of said teachers under the State law. No adjustments affecting teachers under the Retirement System shall be made on the basis of payment of teachers' salaries in other than twelve (12) monthly installments, provided, however, that this paragraph shall not prevent adjustments, prior to termination of membership in the Retirement System, in contributions because of underpayments or overpayments of salary, nor shall it prevent the Retirement Board from modifying the method referred to in the first sentence of this paragraph, in the event that teachers' salaries shall be paid in other than twelve (12) monthly installments, but such modification shall apply only to city-service rendered thereafter.

In determining the credit to be granted for services rendered on a part-time basis, for the purposes of calculating retirement allowances, the service shall be reduced to a full-time basis according to the service required, in the next preceding paragraph, for credit for one year of service. In calculating benefits based on service so determined, compensation earnable shall be taken as the compensation which would be earnable if the employment had been on a full-time basis, and with a compensation derived by multiplying the member's compensation by the ratio of full time to the time he was required by his employment to engage in his duties. In calculating the credit to be granted for service rendered on a part-time basis, for purposes of determining qualification for retirement, the service required in the next preceding paragraph for credit for a year of service shall not be used, but instead, a year of service shall be credited for each year during which the member was employed throughout the year on a part-time basis and was engaged in his duties the full amount of time he was required by his employment to be so engaged. Credit for fractional years shall be granted to the extent of the fraction derived by dividing the time during which the member was engaged in his duties within the year, by the time he was required by his employment to be so engaged.

SEC. 222. Persons Excluded. The following employees shall not be members of the Retirement System:

- (a) Elective officers and members of Boards and Commissions;
- (b) Employees not then already members, certified from Civil Service lists for temporary employment; *provided that such employees who complete six (6) months of city service, including service rendered after January 1, 1942, uninterrupted by a break of more than one (1) month, shall not be prevented under this subsection from being members;*

(c) Inmates of city institutions who are allowed compensation for such service as they are able to perform;

(d) Persons in city institutions principally for the purpose of training, but who receive compensation;

(e) Persons employed under contract for a definite period and for the performance of specific duties requiring professional or high technical skill;

(f) Employees, not then already members, and not certified from Civil Service lists for permanent employment, serving on a part-time basis or as substitutes; provided that attorneys employed in the office of the City Attorney, District Attorney or Public Defender on monthly compensation, and surgeons employed in the Emergency Hospital Service, Department of Public Health, on a monthly compensation and required to keep regular hours at least every day except holidays in offices maintained by the City shall not be prevented under this subsection from being members;

(g) Any employee on the Hetch Hetchy project, who by ordinance has been excluded from membership in any Retirement System established by the City and County of San Francisco, and who, while so employed, has or shall become a member of such a Retirement System through any change in status occasioned by a transfer or assignment to other employment or by amendment to a retirement law, shall receive credit for service with the City rendered prior to the date he enters the Retirement System, including service as an employee of the Hetch Hetchy project, in the same manner as credit for prior service is granted to other members;

(h) Employees, not then already members, engaged outside the City by the Public Utilities Commission on construction work; provided that employees on such construction work, certified by the Public Utilities Commission as being in a permanent status shall not be prevented under this subsection from being members of the Retirement System;

(i) Persons in city-service on June 28, 1922, who had not at that time affirmatively exercised the option of becoming members of the Retirement System as then provided and whose compensation then equaled or exceeded five hundred (500) dollars per month;

(j) Persons who are or shall be employed in places of employment created by special appropriation to relieve any employment emergency declared by the Board of Supervisors, as set forth in Section 149 of the Charter.

SEC. 249. Guaranty. The payments of the City into the San Francisco City and County Employees' Retirement Fund, as provided in Sections 241 to 247, inclusive, of this Article, are hereby made obligations of the City. There shall be appropriated, in the budget for each fiscal year, such amounts as are necessary to make such payments, less the portions to be paid from the several funds set forth in the said sections, and the amounts so appropriated shall be provided for in the tax levy. Provision shall be made for the payment from the said several funds of such amounts as shall be necessary to meet the obligations of the City under the Retirement System on account of employees whose compensation is or has been paid from such funds.

The payments of the City into the San Francisco City and County Employees' Retirement Fund, as provided in Sections 241 to 247, inclusive, of this Article, are hereby made obligations of the city. There shall be appropriated, in the budget for each fiscal year, such amounts as are necessary to make such payments, less the portions to be paid from the several funds set forth in the said sections, and the amounts so appropriated shall be provided for in the tax levy. Provision shall be made for the payment from the said several funds of such amounts as shall be necessary to meet the obligations of the city under the Retirement System on account of employees whose compensation is or has been paid from such funds. *Funds appropriated annually to the Retirement System, other than from specific fund appropriations,*

shall first be applied to meet the requirements for fixed charges for current and prior service for the period for which such funds are appropriated, and second shall be applied to meet the accumulated obligations of the City and County to the Retirement System.

Approved as to form by the City Attorney.

Passed for Second Reading, as Amended.

Whereupon, the foregoing bill and ordinance, as amended, was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, Relating to Nursing Homes.

(Series of 1939)

The following recommendation of Judiciary, Legislative and Civil Service Committee was taken up:

Bill No. 1848, Ordinance No., as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. *Establishment and Maintenance of Nursing Homes.* No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. *Definitions.* For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

Note: Matter cancelled is bracketed "[]" and set in bold face.

b. *Permits.* The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter established; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, **[and in addition thereto the property owners of all property within 200 feet of the exterior boundary lines of the applicant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property owners]**, and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disapproval of the application may be predicated upon such grounds. The Department of Public Health shall issue a permit to each nursing home existing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public

Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. *Types of Buildings.* No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than [five (5)] eight (8) inmates. Any such nursing home hereafter established, and having accommodations for not more than [five (5)] eight (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than [five (5)] eight (8) inmates are housed in a nursing home the building shall be of Class A or B construction.

d. *Registers.* The holder of a permit shall keep a register, in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. *Transfer of Permits.* No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. *Inspection.* The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said nursing homes and to inspect the permit and register thereof and to require compliance with this section.

August 17, 1942—Consideration continued until August 24, 1942.

On motion of Supervisor Uhl, the foregoing bill and ordinance was, without objection, *referred to Joint Health and Judiciary Committee for further hearing.*

Adopted.

The following recommendation of County, State and National Affairs Committee was taken up:

Memorializing the Secretary of State of the United States to Revise the Proposed Tariff Concessions to Iran on Almonds so That It Will Not Be Harmful to the California Almond Industry.

(Series of 1939)

Resolution No. 2837, as follows:

Whereas, the United States State Department has announced it intends to negotiate a reciprocal trade treaty with Iran (Persia) in which it is proposed to grant tariff concessions on almonds, among other commodities, and

Whereas, ninety-five per cent of the American almond crop is grown in Northern and Central California, the heart of San Francisco's trade area, and

Whereas, the Northern and Central California almond industry, whose crop is grown under true American standards of production and processed under American standards of sanitation, was built under pledges and promises that it would be protected, and

Whereas, if the proposed tariff concessions are made, California almonds will be subjected to competition in the American market from cheap and inferior almonds from Iran, Spain and Portugal, to the injury of Northern and Central California almond growers, and

Whereas, whatever injures agriculture in San Francisco's trade area injures San Francisco itself; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby memorialize the Secretary of State of the United States to take note of the severe harm which would be caused to the California almond industry by the proposed tariff concessions to Iran on almonds and to revise the proposed treaty accordingly.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendation of Police Committee was taken up:

Amending Resolution No. 2378 by Adding Thereto Edith Street, and Sixteenth Street, South Side, West of Castro Street to End of Paved Street, As Streets Upon Which Parking Is Prohibited Day or Night.

(Series of 1939)

Resolution No. 2838, as follows:

Amending Resolution No. 2378 by adding thereto Edith Street, and Sixteenth Street, south side, west of Castro Street to end of paved street, as streets upon which parking is prohibited day or night.

Resolved, That pursuant to Article 3, Section 32 of Bill 863, Ordinance 890 (Series of 1939) Traffic Code, the following parking limitations be adopted:

Parking Prohibited on Certain Streets, Day or Night

It shall be unlawful for the driver of any vehicle to stop the same or park for a longer period of time than is necessary for the actual loading or unloading and delivering of passengers or materials during any hour of the day or night on the following streets:

Adair Street.

Bernal Avenue, west side, from the south line of Brook Street to the east line of Diamond Street, and on the east side of Bernal Avenue from the south line of Brook Street to a point 500 feet northerly along the curb from the point of intersection of the easterly curb line of Diamond Street and the westerly curb line of Bernal Avenue.

Brosnan Place, north side, between Valencia and Guerrero Streets.

Bush Street, south side, between Market and Battery Streets. (For U. S. Army vehicles only.)

Chesley Street, west side.

Clinton Street, south side, from Valencia to Dolores Street.

Columbia Square, east side, between Folsom and Harrison Streets.

Edith Street between Greenwich and Lombard Streets.

Eighteenth Street, north side, between Illinois and Third Streets.

Ewer Place.

Frank Place.

Geary Street, south side, from the west property line of Presidio Avenue to the east property line of 2686 Geary Street.

Grant Avenue, east side, between Bush Street and Broadway.
 Grove Street, north side, between Van Ness Avenue and Franklin Street.
 Hoff Street, east side, between 16th and 17th Streets.
 Houston Street.
 Illinois Street, west side, between 18th and 19th Streets.
 Illinois Street, west side, between Mariposa and 18th Streets.
 Ivy Street.
 Jessie Street, north side, between First and Ninth Streets.
 Jessie Street, south side, between Fourth and Fifth Streets.
 Jones Street, west side, between Green and Union Streets.
 Kearny Street, from Broadway to Vallejo Street.
 Lexington Avenue, east side, between Sycamore Avenue and 21st Street.
 Lilac Street, between 25th and 26th Streets.
 Malvino Place.
 Mariposa Street, south side, between Illinois and Third Streets.
 Mason Street, west side, between Bush and Pine Streets.
 Mountain Spring Avenue, north side, westerly for a distance of 150 feet from Glenbrook Avenue.
 Natoma Street, both sides, between Fremont and First Streets.
 Natoma Street, north side, between 10th and 11th Streets.
 Nineteenth Street, north side, between Illinois and Third Streets.
 Oregon Street, south side, between The Embarcadero and Drumm Street.
 Presidio Avenue, west side, from Post Street to Geary Boulevard.
 Rondell Place, east side, between 16th and 17th Streets.
 San Carlos Avenue, east side, between Sycamore Avenue and 21st Street.
 Sixteenth Street, first block easterly from Illinois Street.
 Sixteenth Street, south side, west of Castro Street to end of paved street.
 Stevenson Street, north side, between First and Ninth Streets.
 Sycamore Avenue, south side, between Mission and Valencia Streets.
 Sea Cliff Avenue, south side, westerly from the intersection of El Camino del Mar.
 Taylor Street, east side, between Pine and California Streets.
 Twentieth Street, south side, from Illinois to Massachusetts Streets.
 Yerba Buena Street, east side, between Sacramento and Clay Streets.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Referred to City Attorney for Opinion as to Legality.

The following recommendation of Police Committee (Supervisor Gallagher dissenting) was taken up and *referred to the City Attorney on motion of Supervisor Brown for an opinion as to its legality:*

Requesting California State Board of Equalization to Make It Unlawful for Any Unescorted Female Person to Enter Any Bar in the City and County of San Francisco.

(Series of 1939)

Resolution No., as follows:

Requesting California State Board of Equalization to make it unlawful for any unescorted female person to enter any bar in the City and County of San Francisco.

Whereas, the existing war emergency makes it incumbent upon local authorities to place inhibitions upon the citizenry, for the protection of armed service personnel and civilian populace alike, which in normal times would not be deemed necessary; and

Whereas, in the interests of order, decorum and proper management of premises, this Board of Supervisors considers it advisable that provision be made to make it unlawful for any unescorted female person to enter any bar in the City and County of San Francisco; and

Whereas, it is the jurisdiction of the California State Board of Equalization to make, promulgate and enforce regulations affecting premises on which are made sales of alcoholic liquor for consumption on said premises; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition Honorable George R. Reilly, Member of the California State Board of Equalization for District I, which includes the City and County of San Francisco, to immediately put into effect in said City and County such regulation as will carry out the intent of this resolution as hereinabove set forth.

Referred to City Attorney for Opinion as to Legality.

The following resolution, from Police Committee with recommendation "Do Not Pass," (Supervisor Gallagher dissenting) was taken up and *referred to City Attorney on motion of Supervisor Brown for opinion as to its legality*:

Requesting California State Board of Equalization to Make It Unlawful for Person in Charge of Licensed Premises to Serve Alcoholic Liquor to Any Female Person for Consumption on Such Premises Unless She Is Seated At a Table Removed from Any Bar.

(Series of 1939)

Resolution No., as follows:

Requesting California State Board of Equalization to make it unlawful for person in charge of licensed premises to serve alcoholic liquor to any female person for consumption on such premises unless she is seated at a table removed from any bar.

Whereas, the existing war emergency makes it incumbent upon local authorities to place inhibitions upon the citizenry, for the protection of armed service personnel and civilian populace alike, which in normal times would not be deemed necessary; and

Whereas, in the interests of order, decorum and proper management of premises, this Board of Supervisors considers it advisable that provision be made to make it unlawful for any licensee, his manager, or any other person in charge of licensed premises, to serve alcoholic liquor to any female person for consumption on such premises unless she is seated at a table removed from any bar, counter or shelf or substitute therefor; and

Whereas, it is the jurisdiction of the California State Board of Equalization to make, promulgate and enforce regulations affecting premises on which are made sales of alcoholic liquor for consumption on said premises; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition Honorable George R. Reilly, Member of the California State Board of Equalization for District I, which includes the City and County of San Francisco, to immediately put into effect in said City and County such regulation as will carry out the intent of this resolution as hereinabove set forth.

Re-referred to Streets Committee.

The following resolution, from Streets Committee without recommendation, was taken up and *re-referred to Streets Committee*:

Temporarily Closing to Vehicular Traffic, Winthrop Street Between Lombard and Chestnut Streets, and Chestnut Street Between Montgomery and Winthrop Streets.

(Series of 1939)

Resolution No. as follows:

Temporarily closing to vehicular traffic, Winthrop St. between Lombard and Chestnut Sts., and Chestnut St. between Montgomery and Winthrop Sts.

Resolved, That Winthrop Street between Lombard and Chestnut Streets, and Chestnut Street between Montgomery and Winthrop Streets, be and they are hereby temporarily closed to vehicular traffic; and, be it

Further Resolved, That permission, revocable at the will of the Board of Supervisors, be and it is hereby granted to The Dodd Warehouses and Merchant's Ice & Cold Storage Co. to erect and maintain poles and chains at the entrances to said portions of Winthrop and Chestnut Streets, said erection and maintenance to be in conformity with regulations of the Department of Public Works and the Police Department of the City and County of San Francisco.

Passed for Second Reading.

The following recommendations of Streets Committee were taken up:

Changing and Establishing Width of Sidewalks on Egbert Avenue Between Phelps and Newhall Streets.

(Series of 1939)

Bill No. 1856, Ordinance No., as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Three Hundred and Fifty-five (355) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 17, 1942, by amending Section Three Hundred and Fifty-five (355) thereof to read as follows:

Section 355. The width of sidewalks on Egbert Avenue between Bay Shore Boulevard and Phelps Street shall be 15 feet.

The width of sidewalks on Egbert Avenue between Phelps Street and Newhall Street shall be the width as shown on that certain map titled, "Map Showing the Location of Street and Curb Lines and the Width of Sidewalks on Egbert Avenue Between Newhall and Phelps Streets."

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer and City Engineer.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Granting Permission to Kortick Manufacturing Company for Spur
Track in Bancroft Avenue.**

(Series of 1939)

Also, Bill No. 1857, Ordinance No., as follows:

Granting permission, revocable at will of the Board of Supervisors, to Kortick Manufacturing Company to construct, operate and maintain a spur track on northeasterly side of Bancroft Avenue southeasterly from Mendell Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to the recommendation of the Director of Public Works, permission, revocable at will of the Board of Supervisors, is hereby granted to Kortick Manufacturing Company to construct, operate and maintain a spur track, the center line description of which is as follows:

Beginning at a point in the center line of the existing spur track in Mendell Street, said point being distant 108 feet more or less, measured in a southerly direction along center line of said spur track from the intersection of center line of said spur track with the westerly prolongation of the southerly line of Armstrong Avenue; thence in a southeasterly direction along and across Mendell Street to a point on the easterly line of Mendell Street, distant northerly thereon 35 feet more or less from the intersection of said easterly line of Mendell Street with the northerly line of Bancroft Avenue.

Beginning at a point on the northerly line of Bancroft Avenue, distant easterly thereon 45 feet more or less from the intersection of said northerly line of Bancroft Avenue with the easterly line of Mendell Street; thence in southeasterly direction across Bancroft Avenue for a distance of 68 feet more or less to a point distant 9.08 feet more or less measured at right angles in a southerly direction from the northerly line of Bancroft Avenue; thence in a southeasterly direction along Bancroft Avenue and parallel with said northerly line of Bancroft Avenue a distance of 224 feet more or less to end of spur.

Section 2. Said permission is granted subject to the provisions of Sections 555 to 570, Article XI, Chapter X, Part II of the San Francisco Municipal Code and all of the provisions and conditions contained in said sections are hereby made a part of this permit to the same extent as if they were specifically set forth herein.

Section 3. All work shall be done to the satisfaction and in accordance with the requirements of the Department of Public Works, and in accordance with the drawing of the Southern Pacific Company identified as Coast Division Drawing 26018, Sheet No. 1, dated July 23, 1941, and revised August 4, 1942, and with drawing of the Kortick Manufacturing Company titled, "Present Sewer and Future Spur Track Installations," dated January 6, 1942, with revisions. Any interference with the natural drainage must be corrected by permittee to the satisfaction of the City Engineer.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

CONSIDERATION OF MAYOR'S VETO.

The following matter was taken up:

Free Phones for City Officials.

To the Honorable The Board of Supervisors,
City Hall,
San Francisco, California.

Gentlemen:

I return Resolution No. 2790 with my disapproval endorsed thereon. This resolution, if made effective, would remove from the homes of various city officials, who are subject to call twenty-four hours of the day, telephone service furnished to those officials under the terms of an agreement between the City and County and the Pacific Telephone and Telegraph Company.

As you know there are thirty telephones furnished to city officials, which are distributed as follows: One to the Mayor, sixteen to the Police Department, three to the Fire Department, five to the Board of Supervisors, and five distributed to other city officials.

Of the thirty telephones listed, twenty-one are furnished to men who are required to respond to their posts upon the receipt of an air raid alert signal, and it is especially important that telephone service be assured to these officials. In addition, all these officials are subject to call twenty-four hours a day in the discharge of their normal official duties. I have no doubt but that the other nine city officials to whom telephone service is furnished are subject to call on official business at any hour of the day or night. That is for you to investigate.

Police Department company commanders and department heads, as well as the Fire Department officials, are often called when an emergency occurs and they are off duty. The other members of the uniformed forces, though subject to call, are called from their homes only in cases of extreme emergency. I cannot understand how the majority of the members of the Board of Supervisors believe that they are contributing to the sustained efficiency of the above-mentioned services by removing heretofore furnished telephones from the homes of the men involved.

As far as I personally am concerned, I consider this telephone service in my home no different from that which is in my office. My duties as Mayor involve a twenty-four day and a seven day per week job. I want it definitely understood that I am not thinking of the insignificant amount of money involved (\$4.24 per month). As a matter of fact, I have instructed the telephone company to render me a monthly bill for service in the future; and lest there be doubt in your minds that I have done so, there is attached a copy of my letter to the telephone company. It must not be inferred that my action in this respect is intended as a precedent to be followed by other city officials who are on call twenty-four hours of each day. I feel that all such officials should be furnished with this telephone service.

Very truly yours,

ANGELO J. ROSSI, Mayor.

Chief Administrative Officer to Take Necessary Steps to Discontinue Supplying Officials with Free Telephones.

(Series of 1939)

Resolution No. 2790, as follows:

Whereas, free phones are being supplied officials of the City and County of San Francisco, and

Whereas, these phones are free, nevertheless they could displace phones on which the City is now paying; now, therefore, be it

Resolved, That the Chief Administrative Officer will take the neces-

sary steps to discontinue supplying officials of the City and County of San Francisco with free phones.

Adopted by the Board of Supervisors, San Francisco, August 3, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Roncovieri, Uhl—7.

Noes: Supervisors Green, Meyer, O'Gara, Shannon—4.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY, Clerk.

Disapproved, San Francisco, August 11, 1942.

ANGELO J. ROSSI, Mayor.

Note: Finance Committee recommends that Mayor's veto be overridden.

Veto Sustained.

Thereupon, the roll was called and the Mayor's veto was *sustained* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Uhl—6.

Noes: Supervisors Green, Meyer, O'Gara, Roncovieri, Shannon—5.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Bond Issue—General Obligation Bonds—Purchase of Market Street Railway.

(Series of 1939)

Supervisor Colman presented:

Resolution No., as follows:

Resolved, That the Joint Finance and Public Utilities Committee of this Board of Supervisors is hereby requested to consider the submission to the voters of a bond issue of general obligation bonds for purchasing outright the Market Street Railway at the lowest possible price.

Referred to Joint Finance and Public Utilities Committee.

In Memoriam—James C. Mullins.

(Series of 1939)

Supervisor Mead presented:

Resolution No. 2842, as follows:

Whereas, The Almighty has called to eternal rest Mr. James C. Mullins; and

Whereas, Mr. James C. Mullins, who at the time of his death was president of the General Paint Corporation, and was for many years an active and vigorous leader in San Francisco's business and industrial movements; and

Whereas, the passing of James C. Mullins results in a great loss to the community and he will be sorely missed by his bereaved family and the many friends who loved and respected him; now, therefore, be it

Resolved, That the Board of Supervisors does adjourn its meeting this day out of respect to the memory of the late James C. Mullins; and the Clerk is hereby directed to forward to the family of the late

Mr. Mullins a suitable copy of this resolution as an expression of the Board's deep sympathy and heartfelt condolence.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer O'Gara Roncovieri Shannon Uhl—11.

Adopted.

Closing and Abandoning Vandewater Street Between Mason Street and Taylor Street.

(Series of 1939)

Supervisor Meyer presented:

Resolution No. 2839 as follows:

Whereas, on the 27th day of July, 1942, the Board of Supervisors of the City and County of San Francisco duly adopted Resolution No. 2784 (Series of 1939), being a resolution to close Vandewater Street from Mason Street to Taylor Street, which resolution was approved by the Mayor on the 29th day of July, 1942, said resolution being in words and figures as follows:

Intention of Closing Vandewater Street Between Mason and Taylor Streets.

(Series of 1939)

Resolution No. 2784.

Whereas, the Housing Authority of the City and County of San Francisco has requested that the portion of the public street hereinafter described be closed and abandoned in connection with the development of its North Beach Housing Project; and

Whereas, said Housing Authority is the owner of the lands adjoining both sides of said portion of said street; now, therefore, be it

Resolved, That the public interest requires, and it is the intention of this Board of Supervisors to close and abandon all of Vandewater Street situated in the City and County of San Francisco and more particularly described as follows:

All of Vandewater Street between Mason and Taylor Streets.

Said closing and abandonment shall be done and made in the manner and in accordance with Section 107 of the Charter of the City and County of San Francisco and the General Laws of the State of California.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said contemplated closing and abandonment of said Vandewater Street in the manner provided by law, and to cause notice to be published in The San Francisco News, the official newspaper, as required by law.

Adopted—Board of Supervisors, San Francisco, July 27, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl.

Absent: Supervisor Shannon.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY, Clerk.

Approved, San Francisco, July 29, 1942.

ANGELO J. ROSSI, Mayor.

Whereas, the Clerk of the Board did transmit to the Department of Public Works of the City and County of San Francisco, a certified copy of said resolution, and said Department of Public Works did upon

receipt of said resolution, cause to be posted in the manner and as required by law, notice of the passage of said resolution and did also cause, in the manner and as required by law, a notice similar in substance to be published for a period of ten days in the San Francisco News, the official newspaper of the City and County of San Francisco; and

Whereas, the public interest and convenience requires said street closings to be done as specifically described in Resolution No. 2784 (Series of 1939); and

Whereas, the Board of Supervisors has acquired jurisdiction to order said street to be closed and abandoned; now, therefore, be it

Resolved, That said portion of Vandewater Street be and is hereby closed and abandoned; and be it

Further Resolved, That the Clerk of this Board transmit a certified copy of this Resolution to the Department of Public Works and that said department be instructed to proceed thereafter, as required by law; and be it

Further Resolved, That the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a quitclaim deed to the Housing Authority of the City and County of San Francisco covering the land included in said street area.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Petitioning Congress to Enact Legislation to Provide Medical Care, Hospitalization and Compensation for Civilian Defense Workers, Injured in Line of Duty.

(Series of 1939)

Supervisor Roncovieri presented:

Resolution No. as follows:

Whereas, the Board of Supervisors of the City and County of San Francisco appreciates and commends the action of all citizens engaged in civilian defense in San Francisco who have so generously volunteered to study, train and equip themselves for the purpose of serving, assisting and educating their fellow citizens in the protection of their families, homes and city in case of enemy attack, or to forestall such attacks, during the present war emergency; and

Whereas, such public-spirited volunteer defense workers are subject to unavoidable accidents and bodily injury during their course of training and in pursuit of their defense duties, performed under most hazardous conditions; and

Whereas, medical care and hospitalization are oftentimes required due to such injuries, causing increased personal expense and temporary loss of earnings or income from business or profession; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition Congress to adopt legislation that will provide medical care, hospitalization and compensation for civilian defense workers injured in the performance of their duties as such defense workers; and be it

Further Resolved, That this Board of Supervisors does hereby express its approval and recommends the adoption of Senate Bill No. 2620, known as the Pepper Bill, recently referred by the United States Senate to the Senate Finance Committee, which proposed bill does provide for such medical care, hospitalization and compensation for injured civilian defense workers; and be it

Further Resolved, That a copy of this resolution be forwarded to

each member of the United States Senate Finance Committee urging their approval of said Bill, and to each member of the United States Senate and House of Representatives representing the State of California, soliciting their assistance in the passage of such protective legislation.

Referred to County, State and National Affairs Committee.

In Memoriam—Lyman Wentworth.

(Series of 1939)

Supervisor Shannon presented:

Resolution No. 2843, as follows:

Whereas, Almighty God has called from the scene of his endeavors and from the association of his many friends and the circle of his devoted family, the lovable personality of Lyman Wentworth; and

Whereas, a soldier of the First California Volunteers in the Spanish-American War, he served his country and his state with bravery and distinction, being a member of the first contingent that captured the Isle of Guam and the City of Manila; and

Whereas, a good citizen and faithful employee, Lyman Wentworth served the United States Government with outstanding ability for many years as Master Painter and Superintendent of the Mare Island Navy Yard, and latterly served the City of San Francisco as Foreman Painter in the Department of Public Works;

Whereas, an ever thoughtful and kindly friend, Lyman Wentworth will be long remembered by his host of admirers and deeply mourned by his devoted family; now, therefore, be it

Resolved, That in tribute to his fine character this Board of Supervisors when it adjourns today does so out of respect to his revered memory, and the Clerk is hereby directed to convey to the family of the deceased this sincere expression of its profound sorrow at his passing.

Adopted unanimously by rising vote.

Adopted.

The following recommendation of His Honor the Mayor was taken up:

Leave of Absence—Harry A. Milton.

(Series of 1939)

Resolution No. 2840, as follows:

Resolved, That in accordance with the recommendation of His Honor the Mayor, Honorable Harry A. Milton, president of the Board of Trustees of the War Memorial, be and he is hereby granted a leave of absence for a period of nineteen days commencing August 25, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Clerks for Official Canvass of Votes Cast at State Primary Election, Tuesday, August 25, 1942.

(Series of 1939)

The Finance Committee presented:

Resolution No. 2841, as follows:

Resolved, That pursuant to Section 7961 of the Elections Code of the State of California, the Registrar of Voters is hereby directed to pro-

ceed immediately to canvass the returns of the State Primary Election held on Tuesday, August 25, 1942, and that the following clerks are designated to serve on the said canvass:

Thomas Ashe	Alice V. Grant
E. R. Faucompre	Ella Hutchins
Wm. E. Monahan	Agnes B. Cox
Lester Stern	Lucille Sowers
Roy Tyson	Jean Adams
Jas. G. Carmody	Hazel Krebs
Julius Kemeny	Alice Garnett
Elizabeth Mead	Jane Horton
Eunice Egan	Mary E. Hyland
Sophie Witchie	Anna Sindicich
Bessie McWhirter	Elsa Burkhard
Mary Hause	Esther Brosmmie
Elva Benner	Martha Newell
Beulah Perkins	Ruth Grady
Alice Drady	Mary F. Hewelcke
Eveline Parker	Anne Doherty
Virginia Wagner	Gladys Hoch
Blanche Duncan	Rose Heilman
Evelyn Sherwood	Ingeborg Holter
Helene Lansing	Hildegarde Bowen
Catherine Sierra	Virginia Vannucci
Winifred Grant	Eugenia Foster
Esther Elliott	Isabelle Massing
Ida K. Smith	Myrtle Loomis
Marian Riley Beggs	Ellen Westlund
Elmira Coburn	Angela Forsberg
Mary Kearney	

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

CHARTER AMENDMENT NO. —.

Supervisor Green presented:

SUPERINTENDENT OF SCHOOLS. Section 136, Charter.

NOTE: Amendments are indicated by *light face italic*. Cancellations are indicated by **bold face set in brackets** "[]".

It is hereby recommended that the Board of Education request the Board of Supervisors of the City and County of San Francisco to place on the ballot at the general elections to be held in November, 1942, amendments to Section 136 of the Charter of the City and County of San Francisco so that as amended section shall read as follows:

SUPERINTENDENT OF SCHOOLS.

Sec. 136. The superintendent of schools shall be the executive officer of the board of education. He shall be appointed by said board to serve *for a term of four years [at its pleasure]*, and he shall receive such salary as may be fixed by the board. *The incumbent in the office of superintendent on the first day of July, 1942, shall continue to serve at the pleasure of the board.*

During the term of office, the superintendent may be suspended by a major

of all members of the board of education and removed by the board of education for misconduct or incompetency, and the board shall appoint a qualified person to discharge the duties of the office during the period of suspension. The charges for suspension and removal must be in writing, signed and verified by at least two members of the board of education, and a copy must be furnished to the superintendent, who shall have the right to appear with counsel before the board in his defense. A public hearing by the board shall not be held until at least ten days after the filing of written charges. If the charges are sustained by not less than a two-thirds vote of all members of the board, the suspended superintendent shall be removed from office; no member of the board shall be entitled to vote unless he has been present during the entire hearing, or if a member has been absent, he shall be eligible to vote provided that he files an affidavit with the board that he has read a transcript of all of the testimony taken during his absence; if the charges are not so sustained or if not sustained upon by the board within sixty days after the filing of said written charges, unless good cause exists for an extension thereof, the suspended superintendent shall be thereby reinstated and shall be paid any salary which may have been withheld and all costs including a reasonable allowance incurred for counsel fees. If the charges are sustained, no further salary shall be due the superintendent from the date of his suspension.

[He] The superintendent shall have the powers and duties specified by this charter for department heads, in addition to such powers and duties as are fixed by general law.

The positions of superintendent and deputy superintendent shall be held only by persons of expert or technical training, but shall not be subject to any provisions of this charter prescribing a residence qualification for officers or appointees, provided, however, that during their incumbency appointees to such positions shall reside in the city and county, and in case any appointee shall fail to do, his appointment shall at once be revoked by the board.

Referred to Judiciary, Legislative and Civil Service Committee.

CHARTER AMENDMENT No. _____

Supervisor O'Gara presented:

HEALTH SERVICE SYSTEM EMPLOYEES SUBJECT TO CIVIL SERVICE AND RETIREMENT PROVISIONS OF CHARTER.

NOTE: Additions are indicated by *light face italic*.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the charter of said City and County by amending Paragraph 6d, Subdivision 3 of Section 172.1 thereof relating to the Health Service System, so as to require that employees of said system other than the medical director be appointed pursuant to the civil service provisions of the charter, as follows:

Section 172.1:

Subdivision 1. A health service system for municipal employees is hereby established. Said system shall be administered by a board to be known as the Health Service Board. The members of the system shall consist of all employees of the City and County who are members of the retirement system

and all teachers and employees of the board of education who are members of said retirement system. Any employee who adheres to the faith or teachings of any recognized religious sect, denomination or organization and in accordance with its creed, tenets or principles, depends for healing upon prayer in the practice of religion shall be exempted from the system upon filing annually with the Health Service Board an affidavit stating such adherence and dependence and disclaiming any benefits under the system. The board shall have the power to exempt any person whose annual compensation exceeds forty-five hundred (\$4,500.00) dollars and any person who is otherwise provided for adequate medical care.

Subdivision 2. The Health Service Board shall consist of nine members elected by the members of the system. The first members of the board shall classify themselves by lot so that three shall serve for one year, three for two years and three for three years from and after May 15, 1937. Thereafter term of office shall be three years. Each member of the board shall give bond in the sum of ten thousand (\$10,000.00) dollars, the premium on which shall be paid out of the funds of the system. Vacancies shall be filled for unexpired term by a majority vote of the remaining members of the Board. Members of the Board shall be nominated by a written nomination of two members filed with the registrar of voters not earlier than April 1st nor later than April 15th of each year. The registrar of voters shall prepare ballots and shall furnish the same to all members of the system between April 1st and April 25th and shall receive the ballots between April 25th and May 1st and canvass and certify the result on May 8th. The registrar of voters shall have power to make such regulations respecting the form, distribution and canvassing of the ballots as may be necessary to secure secrecy of the ballots and prevent fraud. The persons equal in number to the number to be elected who receive the greatest number of votes shall be declared elected. Not more than one employee of any one department or office may be a member of the Board. For the purpose of the first election, all employees eligible for membership in the system shall be deemed members.

Subdivision 3. The Board shall have power:

(a) By a two-thirds vote of the entire membership of the Board to adopt a plan or plans for rendering medical care to the members of the system for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs, provided:

1. No member of the system shall be required to accept the services or medical supplies of any physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist or hospital selected by the Board, but, subject to rules and regulations of the Board, every member shall have the right to select, of his own choice, any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care as herein defined, who or which will render the required services pursuant to said rules and regulations, and the Board shall make provision for the exercise of such choice; and is hereby expressly prohibited from entering into any exclusive contract for the rendering of said services;

2. Any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other

ney of medical care shall have the right to furnish such services or medical supplies at uniform rates of compensation to be fixed by the Board;

Such rates of compensation and any and all proposed contracts respecting the rendering of such services shall be reviewed by the retirement board of the City and County and shall not become effective unless and until approved by the retirement board. The retirement board may approve, refer to the Health Service Board for further consideration, or disapprove any matter or proposal which is within its jurisdiction under the provisions of this section, and it shall act within sixty (60) days after any matter has been submitted to it, and failure of the retirement board to approve, refer or disapprove the same within said period shall constitute an approval.

In January of each year, at public hearings, the Health Service Board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation for all services rendered and it may make such revisions therein as it deems equitable. Any such determination or revision shall be subject to review by the retirement board upon an appeal taken within thirty (30) days thereafter by a written petition filed with the retirement board and signed by not less than fifteen per cent. (15%) of the members of the system or by not less than fifteen per cent. (15%) of those of any one of the following groups who have contracted to render services to the members of the system: physicians and surgeons; persons licensed to treat human diseases without use of drugs; dentists; nurses; pharmacists; hospitals; other agencies of medical care. A copy of such petition shall also be filed with the Health Service Board at the same time. The retirement board may approve or disapprove such determination or revision of the Health Service Board by a majority of its members or refer the same to the Health Service Board for further consideration. Failure of the retirement board to approve, refer or disapprove such determination or revision within sixty (60) days after filing petition shall constitute an approval.

The Health Service Board shall receive, consider and, within sixty (60) days after receipt, act upon any matter pertaining to the administration, operation or conduct of the health service system submitted to it in writing by any member of the system or any person who has contracted to render medical care to the members of the system.

The said retirement board is hereby authorized and empowered and it is hereby made its duty to exercise the powers and to perform the duties prescribed for it by this section.

b) To put said plans into effect and to conduct and administer the same, for all or any of said purposes, to contract therefore and use the funds of the system.

c) To make rules and regulations for the transactions of its business, granting of exemptions and the admission to the system of persons who have hereby made members thereof and such other officers and employees as may voluntarily become members of the system with the approval of the board.

d) To appoint a medical director, who shall hold office at the pleasure of the board, and other employees subject to the civil service provisions of the charter. The compensation of the medical director shall be fixed by the board.

The employees other than the medical director shall be subject to the civil service and retirement provisions of the charter.

(e) To make provision for the participation in the benefits of the system by the dependents of members, retired municipal employees and temporary municipal employees, provided that such participation shall be without cost to the City and County.

Subdivision 4. The Board shall determine and certify to the Controller the amount to be paid monthly by the members of the system to a fund for the purposes of the system hereby created. The controller shall deduct such sums from the compensation of the members and shall deposit the same with the Treasurer of the City and County to the credit and for the use of the system. Such deductions shall not be deemed to be a reduction of compensation under any provision of this charter. The Board shall have control of the administration and investment of the funds, provided that all investments shall be of the character legal for insurance companies in California. Disbursements from the fund shall be made only upon audit by the Controller and the Controller shall have and exercise the accounting and auditing powers over the funds of the system which are vested in him by this charter with respect to all other municipal boards, officers and commissions.

Subdivision 5. The term "medical care" shall include the services of physicians, surgeons, nurses, persons licensed to treat human diseases without the use of drugs, hospitalization, medicines and appliances, and dental, optical and other medical treatments and services.

All acts performed and services rendered under the provisions of this section shall be performed in accordance with the provisions as to professional conduct prescribed by the statutes of the State of California regulating such professional conduct and services.

Medical care, as defined in this section, shall not be furnished or supplied to any member of the system by or in any of the public health and hospital facilities of the City and County, except that emergency medical and hospital care may be rendered to any member of the system in the usual course of emergency health service.

Subdivision 6. Members of the system shall have and possess no claim or recourse against any of the funds of the municipality by virtue of the adoption or operation of any plan for rendering medical care, indemnification of costs of said care or carrying insurance against such costs, but the claim and recourse of any such member shall be limited solely to the funds of the system. All expenses of the system shall be borne exclusively by the funds of the system and the City and County shall not appropriate or contribute funds in any manner for the purposes of the system hereby established except as provided.

Referred to Judiciary, Legislative and Civil Service Committee.

CHARTER AMENDMENT No. _____

Supervisor Shannon presented:

ELECTIVE OFFICERS AND TERMS

Amendment by adoption of a new section of the Charter of the City and County of San Francisco to be numbered 51½, providing the term of office of the Mayor of the City and County of San Francisco, Section 51½. Any Mayor of the City and County of San Francisco shall be eligible for but one term of four years.

Referred to Judiciary, Legislative and Civil Service Committee.

**Controller Requested to Prepare and Submit Tax Rate Ordinance
for Fiscal Year 1942-1943.**

Supervisor MacPhee moved that the Controller be requested to prepare and submit to the Finance Committee of the Board of Supervisors for their consideration Tax Rate Ordinance for the City and County of San Francisco for the fiscal year 1942-1943.

So ordered.

**Chief Assistant Clerk Authorized to Attend Convention of League
of California Municipalities in Los Angeles in September.**

Supervisor Colman moved that the Chief Assistant Clerk of the Board be authorized to attend the convention of the League of California Municipalities at Los Angeles in September of this year.

So ordered.

**City Attorney Requested to Report to Board Within Reasonable
Time His Opinion as to How the Board Should Proceed as to
Final Statement of Costs and Expenditures—Funston Avenue
Approach to Golden Gate Bridge.**

Supervisor Roncovieri moved that the report of the State Department of Public Works addressed to Mr. A. D. Wilder, transmitting final statement of costs and expenditures on Funston Avenue Approach to the Golden Gate Bridge, be officially transmitted to the City Attorney; amended by Supervisor Brown to include request that City Attorney report back to Board within a reasonable time his opinion as to how the Board should proceed in the matter.

So ordered.

**Report of Civil Service Commission on New Positions of Typists
to Replace Policemen in Traffic Fines Bureau.**

The Clerk presented and read communication from Civil Service Commission reporting on new positions of typists, to replace policemen in the Traffic Fines Bureau.

Ordered filed.

**Suspension of \$1.00 Maximum Rate for Taxicabs During Present
War Emergency.**

Supervisor Gallagher presented petition from eight cab companies for suspension of \$1.00 maximum rate for taxicabs during present war emergency.

Referred to Police Committee.

Nursing Homes.

Communication presented by the Clerk from Central Council of Civic Clubs, opposing proposed changes in ordinance governing establishment of nursing homes.

Referred to Joint Health and Judiciary Committee.

Redwood Empire Association Convention as to Highway Construction in Contemplation.

Supervisor Green reported as to his and Supervisor Meyer's recent attendance at meeting of Redwood Empire Association held in honor of Mr. Barrett and members of the State Highway Commission. "I think," he said, "it was a very interesting meeting, and practically every county in the northern part of the State had their say. It seemed to me to boil down to priorities, but they did not say so, but the Commission and the Redwood Empire Association thought after the Navy and the Army were taken care of they would work very hard to improve access and strategic roads and this would include San Francisco. Mr. Edmondson, upon request of Supervisor Meyer and myself, gave me the following letter to read to the Board:"

August 24, 1942.

Supervisor Fred Meyer.
Supervisor Robert Miller Green.
Supervisors' Chambers, City Hall,
San Francisco, California.

Dear Bob: Here's a copy of letter you requested from which you may make notes.

Among other things, your Association continues to render effective service, not alone with the support of its constituent nine counties, but also mobilized the forces of the eleven Western States, concentrating upon the following:

(1) Campaigns resulting in authorizations and appropriations by the Congress for the strategic network and access roads—sectors and projects being designated by the Army and Navy;

(2) Serves as liaison agency for constituent nine counties and the Bridge District on one hand, cooperating with State and Federal highway officials and the military on the other—with reference to specific projects and sectors;

(3) Campaigns resulting in the protection of the fundamentals of the original Federal Aid Highway Statutes, including the principle and formula calling for matching of State highway funds with Federal funds—for the duration, so that this matching process may continue after the war terminates (still being opposed by many powerful groups in Washington);

(4) Negotiations continue to obtain allocations of State and Federal funds for obtainment of rights-of-way, construction to be had after the war, utilizing funds not impairing the war operations.

(5) **HOT CAMPAIGN CONTINUES:** Efforts to bring about efficient *priority system* based on "*perpetual inventory*," which would bring order out of chaos and confusion, thus expediting all operations requiring strategic and critical materials—first Army and Navy requirements, then other departments and classifications in the order of their importance, including highway and bridge construction, as set forth in the attached copy of letter to Congressman Mott.

Hoping this data fulfills your needs and with kindest regards, I am

Sincerely yours,

CLYDE EDMONDSON,
General Manager.

Ordered filed.

Board Should Not Take Too Hasty Action on Legislative Matters.

Supervisor Brown stated that at the meeting of, and in the Journal of, the meeting of the Board of August 17, 1942, there was the matter of seven new positions of clerks in the Traffic Fines Bureau, which was later amended to three new positions appearing in the Journal with the following comment: "Referred to Finance Committee." He said there was a considerable amount of discussion about this matter and several other matters at the close of last week's meeting, and he made the statement which he had made several weeks before, that the Board should not be stampeded into passing last minute legislation at the request of some department and which must be done right now and cannot be put over a week. This, he said (speaking of Number 8 on today's calendar), is a perfectly good example of why the Board should not be forced into quick decisions.

Ordered made part of record.

Meetings.

The following Committee meetings were announced.

Joint Public Health & Welfare, and Judiciary, Legislative & Civil Service Committee: Friday, August 28, 4 p. m.

Joint Judiciary, Legislative & Civil Service, and Finance Committee: Thursday, August 27, 10 a. m.

Judiciary, Legislative & Civil Service Committee, Thursday, August 27, 4 p. m.

County, State & National Affairs Committee, Thursday, August 27, 3:45 p. m.

Police Committee, Tuesday, September 1st, 2 p. m.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:10 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors August 31, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors.
City and County of San Francisco.



Vol. 37

No. 37

Monday, August 31, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, AUGUST 31, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, August 31, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shaanon, Uhl—11.

Quorum present.

President Jesse C. Colman presiding.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of August 24, 1942, was considered read and approved.

SPECIAL ORDER—2:30 P. M.

Final Passage.

The following recommendations of Finance Committee were taken up:

Appropriating \$4,650 for Creation of Three New Positions of General Clerk, Municipal Court: An Emergency Ordinance.

(Series of 1939)

Bill No. 1858, Ordinance No., as follows:

Appropriating the sum of \$4,650 from the Emergency Reserve Fund to the credit of Appropriation No. 220.110.00, creating the positions of 3 B222 General Clerk (male) in the Municipal Court (Traffic Fines Bureau) and providing funds for the compensation therefor for the period September 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,650 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 220.110.00 to provide funds for the compensation of 3 B222 General Clerk (male) in the Municipal Court (Traffic Fines Bureau) for the period September 1, 1942, to June 30, 1943.

Section 2. The positions of 3 B222 General Clerk (male) at \$155 per month in the Municipal Court (Traffic Fines Bureau) are hereby created.

Section 3. This ordinance is passed as an emergency ordinance and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed that an actual emergency exists, the nature of said

emergency being the uninterrupted operation of the Municipal Court and to provide for the replacement of police officers now performing the clerical duties in the Traffic Fines Bureau of the Municipal Court with clerical workers from the civil service list.

Section 4. The amount herein appropriated shall be repaid to the Emergency Reserve Fund out of any moneys received as Municipal Court Revenue in excess of the amount originally estimated in the 1942-43 Budget.

Recommended by the Clerk of the Municipal Court.

Approved as to form by the City Attorney.

Approved by the Presiding Judge of Municipal Court.

Approved by the Civil Service Commission.

Funds available by the Controller.

Approved by the Mayor.

NOTE: *The above ordinance was recommended for passage by Committee, with Supervisor Mead voting "no."*

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

No: Supervisor Brown—1.

**Amending Salary Ordinance, Municipal Court, Traffic Fines Bureau,
By Adding Three General Clerks at \$155; An Emergency Ordinance.**

(Series of 1939)

Bill No. 1865, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 23, MUNICIPAL COURT, by changing item 16 from 13 to 16 B222 General Clerk, at \$155 per month; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 23, is hereby amended to read as follows:

Section 23. MUNICIPAL COURT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	12		Judges	\$ 625
2	1	B85	Jury Commissioner, Municipal Court	400
3	12	B152	Court Room Clerk	222
3.1	1	B152	Court Room Clerk	215
4	1	B154	Criminal Law Clerk	185
5	1	B156	Senior Criminal Law Clerk	225
6	2	B160	Civil Law Clerk	218
6.1	1	B160	Civil Law Clerk	212
6.2	1	B160	Civil Law Clerk	185
7	3	B164	Senior Civil Law Clerk	273
7.1	1	B164	Senior Civil Law Clerk	225
8	1	B165	Cashier, Municipal Court	270
9	1	B170	Chief Asst. Clerk, Municipal Court	307.50
9.1	1	B171	Supervisor of the Traffic Fines Bureau.....	275
10	1	B172	Clerk of Municipal Court	500
11	1	B234	Head Clerk	250
13	4	B222	General Clerk	175
14	4	B222	General Clerk	170
15	3	B222	General Clerk	162

16	16	B222	General Clerk	155
17	1	B228	Senior Clerk	180
18	5	B420	Phonographic Reporter, \$12.50 per day plus transcriptions	
19	11	B512	General Clerk-Typist	175
20	1	B512	General Clerk-Typist	170
21	1	B512	General Clerk-Typist	160
22	3	B512	General Clerk-Typist	155
23	1	B512	General Clerk-Typist	163

Section 2. This ordinance is passed as an emergency ordinance and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed that an actual emergency exists, the nature of said emergency being the uninterrupted operation of the Municipal Court and to provide for the replacement of police officers now performing the clerical duties in the Traffic Fines Bureau of the Municipal Court with clerical workers from the civil service list.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

No: Supervisor Brown—1.

SPECIAL ORDER—3:00 P. M.

Action Postponed.

The following, from Joint Finance and Public Utilities Committee without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

Authorizing Public Utilities Commission to Enter Into Lease With Market Street Railway Company for Acquisition of Its Transportation Facilities, With an Option to Purchase.

(Series of 1939)

Bill No. 1741, Ordinance No., as follows:

Authorizing Public Utilities Commission to enter into lease with Market Street Railway Company for acquisition of its transportation facilities, with an option to purchase.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities Commission, adopted May 25, 1942, the said Commission is hereby authorized and directed to enter into a lease with the Market Street Railway Company which lease shall, among other things, provide for the acquiring of the use of all the operating properties of the said company, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, carbarns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have

the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

July 6, 1942—Consideration continued until July 20, 1942.

July 20, 1942—Consideration continued until August 3, 1942.

August 3, 1942—Consideration continued until August 17, 1942.

August 17, 1942—Consideration continued until August 31, 1942.

Note: Pursuant to motion made by Supervisor Green on July 20, 1942, the above matter is to be considered by the Board of Supervisors sitting as a Committee of the Whole.

Discussion.

Supervisor MacPhee, in discussing the foregoing bill, reported that in as much as the Mayor has suggested the matter be referred to the people for their vote, and since there is another matter on the same subject for the Board's consideration, he would move that the foregoing matter be tabled. Motion seconded by Supervisor Mead.

Supervisor Brown thereupon moved that action on the motion to "table" be postponed until after consideration of the proposed charter amendment relative to the acquisition of the properties of the Market Street Railway Company.

No objection and so ordered.

SPECIAL ORDER—3:00 P. M.

Report on Joint Highway District No. 10.

Consideration of request of Supervisor Uhl as to status of work under way and in contemplation to end of fiscal year by Joint Highway District No. 10.

August 17, 1942—Consideration continued until August 31, 1942.

Report on Construction and Maintenance of Joint Highway District No. 10.

Junipero Serra Boulevard Extension. Cypress Lawn Cemetery to Sneath Road.

August 31, 1942.

Hon. A. J. Gallagher, president of Joint Highway District No. 10, pursuant to request by Supervisor Uhl, presented the following report:

On December 29, 1941, the Works Progress Administration abandoned this road construction program, and since that time the engineering and supervision and also the maintenance of this roadway and drainage structures has been taken over by the District Engineering force consisting of a Resident Engineer at \$250 a month and two assistants at \$200 a month each.

This crew has made the necessary surveys at the Cypress Lawn intersection, and also the Sneath Road intersection in order to prepare the necessary plans for the channelization of these intersections, and also in conjunction with the United States government surveyors have made a joint survey, to take care of the grading and drainage problems between the roadway and the United States Golden Gate National Cemetery.

Surveys have also been made and the necessary notes taken to prepare plans for the Millbrae crossing in San Mateo County.

During last winter's rains and inclement weather the engineering crew maintained the roadway and drainage structures, and due to this maintenance have on more than one instance prevented very serious damage to the roadway and stopped fills being washed out.

Surveys have also been made for the Junipero Serra Extension and Millbrae road crossing Section No. 3. And the necessary notes taken to prepare the location drawings and the earthwork quantities, etc., to be made. On Section 2 the necessary slope stakes were set to outline the cut slopes being cut back from a 1-1 to a $1\frac{1}{2}$ to 1 slope. Also, the line and grade stakes were set in order to construct the concrete curb along the center dividing strip from Cypress Lawn Cemetery to Sneath Road.

These above-mentioned surveys if made by the City Engineer's force would cost the District \$50 a day, and the District would not receive the benefit of constant inspection and supervision of the work being done by contractors on the roadway. This inspection and supervision consists of cutting back the cut slopes from 1-1 to $1\frac{1}{2}$ to 1—placing loam on these slopes and planting to establish growth, and covering with straw for protection and watering.

On the construction of the concrete curb on the center dividing strips the engineering force supervised the construction of curb forms and also the placing and finishing of approximately 6000 lineal feet of concrete curb.

The removal of the material deposited along the cut slopes due to storms was removed by a shovel and trucks and deposited along the fill slopes along the roadway as directed, and these fill slopes and berms along the roadway were leveled off and shaped up under the direction of the District engineering force, and made ready for the necessary planting and protection to eliminate washing of the slopes and erosion during the coming winter rains.

The construction of the concrete curb along the center dividing strip, necessary at this time, has now been completed. The slide material along the roadway has been removed, and the material required to complete rebuilding the fill slopes is now completed. The planting along the cut and fill slopes is now in progress.

The roadway, berm and shoulder area is now being made ready for the surface finish required, and final preparation is now being completed to award a contract for this work within the next week. It will require approximately twenty-five working days to complete this surface treatment.

The spreading of loam and planting along the center dividing strip will follow along with the surfacing of the roadway. Also, the treatment and planting on the cut and fill slopes will continue along with the other planting planned.

The construction of concrete interceptor ditches above the cuts is now being planned to start in the very near future, requiring supervision of putting in the necessary forms, and the placing of the concrete.

The cost of this inspection and supervision and assisting with the necessary surveys during the progress of this work (which requires men with special training and experience in different types of construction work encountered on this work), is less than \$5 a month more than the pay received by the laborers on this job.

The plans for the complete project have been finished and the estimates of the costs have been completed.

Since the Works Progress Administration has withdrawn from this project, it has been necessary to split up this contract into different smaller contracts. The Office Engineer has written up specifications and made estimates, and written up proposals for letting these differ-

ent contracts. The Office Engineer has also acted as purchasing agent, purchasing materials and supplies and getting them on the job when required, also making arrangements for the rental of equipment as needed on the work.

All plans and drawings have been made under the direction and supervision of John J. Casey, District Engineer.

The Right of Way agent has been acquiring the needed rights of way along the roadway, and writing up the necessary legal transfers and descriptions, and recording the same. Also the Right of Way agent has made arrangements with different property owners along the roadway to acquire loam for the slopes and material for the fills outside the the District's right of way without expense to the District.

Secretary—A Secretary is employed in the office of the District to take care of the correspondence, keep the documents and records, take the minutes of the regular monthly meetings of the Board of Directors and transcribe them, carry out the instructions of the Directors in preparing reports, etc., keep the bank accounts and prepare the payrolls, and to do all things necessary in connection with the business and affairs of a going concern. For this she receives a salary of \$135 a month.

Respectfully submitted,

JOINT HIGHWAY DISTRICT NO. 10,

By ANDREW J. GALLAGHER,

President.

Supplementary Report—Junipero Serra Boulevard Extension.

Cypress Lawn Cemetery to Sneath Road—Contract No. 4.

Money to be expended:

To complete cutting back slopes.....	\$ 70,000
Planting, etc.	35,000
Ditches	30,000
Roadway finish (bids in).....	35,000
	<hr/>
	\$ 170,000

Sneath Road to Crystal Springs Road—Contract No. 5A.

Estimated cost	\$ 435,000
State share one-third.....	145,000
	<hr/>
	\$ 290,000
San Francisco share—85 per cent.....	246,500
	<hr/>
San Mateo County share—15 per cent.....	\$ 43,500

The State and counties have already paid one-fourth of this amount.

A W.P.A. contract cannot now be considered so the entire amounts will have to be paid by the State and counties.

Crystal Spring Road to Millbrae Avenue.

Estimated cost	\$ 780,000
State share one-third.....	260,000
	<hr/>
	\$ 520,000
San Francisco share—85 per cent.....	442,000
	<hr/>
San Mateo County share—15 per cent.....	\$ 78,000

Recapitulation.

Future work:	
Cypress Lawn to Sneath Road.....	\$ 170,000
Sneath Road to Crystal Springs Road.....	435,000
Crystal Springs Road to Millbrae Avenue.....	780,000
<hr/>	
Total Yet to Be Expended.....	\$1,385,000
Total Spent to July 31, 1942.....	853,000
<hr/>	
Total Estimated Cost of Project.....	\$2,238,000

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Authorizing Sale of City Land in Assessor's Block No. 12.

(Series of 1939)

Bill No. 1843, Ordinance No. 1766, as follows:

Authorizing sale of city land in Assessor's Block No. 12.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Public Utilities Commission, the Board of Supervisors hereby declare that public interest and necessity demands the sale of the following described City owned real property situated in the City and County of San Francisco, State of California:

Commencing at a point on the southerly line of Jefferson Street, distant thereon 200 feet easterly from the easterly line of Jones Street; running thence easterly along the southerly line of Jefferson Street 75 feet; thence at a right angle southerly 137 feet 6 inches; thence at a right angle westerly 75 feet; thence at a right angle northerly 137 feet 6 inches to the southerly line of Jefferson Street and the point of commencement.

Section 2. The above described land shall be offered for sale in accordance with the provisions of Section 92 of the Charter of the City and County of San Francisco, subject to the existing leases on said property.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved by the Manager of Utilities.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

An Amendment to Bill 1734, Ordinance 1667, Section 37, Purchasing Department (Interdepartmental Service), by Changing Item 53 from 26 to 28 M54 Auto Macinist, \$11 Per Day.

(Series of 1939)

Bill No. 1844, Ordinance No. 1767, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 37, Purchasing Department (Interdepartmental Service), by changing Item 53 from 26 to 28 M54 Auto Machinist, \$11 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 37, is hereby amended to read as follows:

**Section 37. PURCHASING DEPARTMENT—
(Interdepartmental Service)**

The following positions are in interdepartmental service and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided:

Item No.	No. of Employees	Class No.	Class Title	Maximum Monthly Rate
41	2	A156	Patternmaker, \$13.60 per day	
42	5	A364	Car and Auto Painter, \$12 per day.....	
42.1	1	B310a	Tabulating Alpha. Key Punch Operator....\$	170
42.2	1	B310a	Tabulating Alpha. Key Punch Operator....	163
42.3	5	B310a	Tabulating Alpha. Key Punch Operator....	155
42.5	1	B352	Storekeeper	150
43	1	B512	General Clerk-Typist	185
44	1	C152	Watchman	170
45	2	C152	Watchman	155
46	1	E104	Batteryman-Electrician, \$13.60 per day.....	
47	2	J 66	Garageman	169
48	3	J 66	Garageman	190
49	3	J 66	Garageman, \$7.25 per day	
51	1	M2	General Foreman Machinist	331
52	1	M8	General Superintendent of Shops	460
53	28	M54	Auto Machinist, \$11 per day	
54	1	M60	Auto Fender & Body Worker, \$12 per day	
55	4	M107	Blacksmith Finisher, \$9.80 per day	
57	4	M108	Blacksmith, \$11.40 per day	
58	1	M154	Boilermaker's Helper, \$7.85 per day.....	
59	1	M156	Boilermaker, \$10.35 per day	
60	1	M252	Machinist's Helper, \$8.40 per day	
61	7	M254	Machinist, \$11 per day	
62	1	O1	Chauffeur, \$8 per day	
63	1	O108	Leatherworker, \$9 per day	
64	1	O152	Eng. H. & P. Engines, \$13 per day.....	

Approved as to classification by the Civil Service Commission.

Approved by the Personnel Director and Secretary.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

An Amendment to Bill 1734, Ordinance 1667, Section 83, Board of Education, by Adding Item 60.1 one L360 Physician, Part Time, at \$200 Per Month, and by Changing Item 30 from 11 to 12 B408 General Clerk-Stenographer, \$6 Per Day.

(Series of 1939)

Bill No. 1845, Ordinance No. 1768, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 83, Board of Education, by adding Item 60.1 one L360 Physician, part time, at \$200 per month, and by changing item 30 from 11 to 12 B408 General Clerk-Stenographer, \$6 per day.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 83 is hereby amended to read as follows:

Section 83. **BOARD OF EDUCATION—**

NON-CERTIFICATED EMPLOYEES

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months..... 8 months.....	291 303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145

44	27	C104	Janitor (part time), \$2.50 per evening.....	
45	1	C104	Janitor (part time)	16
46	1	C104	Janitor (part time)	25
47	34	C105	Special Janitor	162.50
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205
64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75		Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.
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*One position subject to classification by the Civil Service Commission.

Approved as to classification by the Civil Service Commission.

Approved by the Personnel Director and Secretary.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Appropriating \$1,890, Purchasing Department, Creating Position of General Storekeeper at \$180; Abolishing Position of Storekeeper at \$150.

(Series of 1939)

Bill No. 1852, Ordinance No., as follows:

Appropriating the sum of \$1,575 out of surplus existing in Appropriation No. 233.110.00, and \$315 out of surplus existing in Appropriation No. 233.298.33-1, to the credit of Appropriation No. 233.110.00, creating the position of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department, and providing funds for the compensation therefor for the period August 15, 1942, to June 30, 1943; abolish-

ing position of 1 B352 Storekeeper at \$150 per month in same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,575 is hereby appropriated out of surplus existing in Appropriation No. 233,110.00, and \$315 out of surplus existing in Appropriation No. 233,298.33-1, to the credit of Appropriation No. 233,110.00, to provide funds for the compensation of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department for the period August 15, 1942, to June 30, 1943.

Section 2. The position of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department is hereby created; the position of 1 B352 Storekeeper at \$150 per month in same department is hereby abolished.

Recommended by the Purchaser of Supplies.

Approved by the Chief Administrative Officer, the Mayor and Civil Service Commission.

Form approved by the City Attorney.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor MacPhee—1.

Action Rescinded.

Subsequently during the proceedings, on motion by Supervisor MacPhee, the action of the Board, whereby the foregoing bill had been Finally Passed, was, by unanimous vote, *rescinded*.

Re-reference to Committee.

Thereupon, Supervisor MacPhee moved that the foregoing bill be referred to Finance Committee.

No objection and so ordered.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2845, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

Appropriation No. 60,969.00—Taxes Refunded Fund

- | | |
|---|---------|
| 1. Syndicate Mortgage Co., Lot 1A, Block 1926, fiscal year 1941-42 | \$43.96 |
| 2. Eva J. Barber, Lot 8, Block 5309, fiscal year 1941-42.. | 21.98 |
| 3. State Hat Cleaning (Antonios Hardaloupos), personal property taxes, fiscal year 1941-42..... | 2.64 |
| 4. T. Termoto, personal property tax, fiscal year 1941-42 | 2.64 |

Approved as to form by the City Attorney.

Approved by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2846, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905.—Duplicate Tax Fund

1. William Mayo, Lot 1, Block 61, second installment, fiscal year 1940-41\$ 64.21
2. The Anglo California National Bank, 1 Sansome Street, Lot 10, Block 2890, second installment, fiscal year 1941-42 64.62
3. The Anglo California National Bank, Lot 5, Block 681, second installment, fiscal year 1941-42..... 530.60
4. Maude E. Hanley, Lot 5-L, Block 1772, first installment, fiscal year 1941-42..... 19.34

Approved as to form by the City Attorney.

Approved by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Approval of Recommendations, Public Welfare Department, Month of September, 1942; Approval of Supplemental Recommendations, Public Welfare Department, Month of August, 1942.

(Series of 1939)

Resolution No. 2847, as follows:

Resolved, That the recommendations of the Public Welfare Department containing Aid to the Needy Blind, Old Age Security Aid, and Aid to Needy Children, increases, decreases, discontinuances and other transactions, for the month of September, 1942, be and they are hereby approved; and be it

Further Resolved, That the supplemental recommendations of the Public Welfare Department containing Aid to Needy Children, increases, for the month of August, 1942, be and they are hereby approved; and be it

Further Resolved, That the Clerk of the Board of Supervisors be and he is hereby directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Abatement Proceedings—1314-1324 Valencia Street.

(Series of 1939)

Resolution No. 2848, as follows:

Resolved, That in accordance with report transmitted to this Board of Supervisors by the Director of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premises numbered, known and desig-

nated as 1314-1324 Valencia Street, in the City and County of San Francisco, be and the same are hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Confirming Sale of Lot 1, Assessor's Block 6163.

(Series of 1939)

Resolution No. 2849, as follows:

Whereas, pursuant to Ordinance No. 1661, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on August 4, 1942, for the sale of the following described city-owned real property situated in the City and County of San Francisco, State of California:

Portion of fractional Block No. 120, according to "MAP OF LANDS OF THE UNIVERSITY EXTENSION HOMESTEAD ASSOCIATION," recorded January 30, 1887, in Book No. 2 "A" and "B" of Maps, page 139, in the office of the Recorder of the City and County of San Francisco, State of California, described as follows:

Beginning at the point of intersection of the southeasterly line of Mansell Street with the southwesterly line of Hamilton Street; running thence southeasterly along said line of Hamilton Street 27.16 feet to the southeasterly boundary line of said Block 120; thence southwesterly along the southeasterly boundary line of said Block 120, a distance of 120.44 feet; thence northwesterly and parallel with the southwesterly line of Hamilton Street 37.43 feet, more or less, to the southeasterly line of Mansell Street; thence at a right angle northeasterly along said line of Mansell Street 120 feet to the point of beginning.

Whereas, in response to said advertisement, D. J. Hanrahan offered to purchase the City's interest in said land for the sum of \$145 cash, no higher bids having been made or received; and

Whereas, said sum of \$145 is more than 90 per cent of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$145; and

Whereas, D. J. Hanrahan has paid the sum of \$145 to the Director of Property as a deposit in connection with this transaction; now, therefore, be it

Resolved, That said offer be and is hereby accepted; and be it

Further Resolved, That the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a deed for the conveyance of said real property to D. J. Hanrahan or his assignee. The Director of Property shall deliver said deed to the grantee.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Passed for Second Reading.**Appropriating \$6,603, Public Utilities Commission, for Creation of Positions of Four Gardeners and One Addressing Machine Operator.**

(Series of 1939)

Bill No. 1866, Ordinance No. , as follows:

Authorizing a supplemental appropriation of \$5,130 from Appropriation No. 266-214-02 and \$1,473 from Appropriation No. 266-120-26, to create the positions of four O-58 Gardeners at \$135 per month and one B-302 Addressing Machine Operator at \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$5,130 is hereby appropriated from the surplus existing in Appropriation No. 266-214-02—Water Department-Maintenance-Transmission and Distribution, to the credit of Appropriation No. 266-110-14—Water Department-Permanent Salaries for employment of four permanent O-58 Gardeners; the sum of \$1,473 is hereby appropriated from the surplus existing in Appropriation No. 266-120-26—Water Department-Temporary Salaries, to credit of Appropriation No. 266-110-11—Permanent Salaries for employment of one permanent B-302 Addressing Machine Operator.

Section 2. The following positions are hereby created effective September 16, 1942:

4 O-58 Gardeners at \$135 per month.

1 B-302 Addressing Machine Operator at \$155 per month.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved as to Form by the City Attorney.

Approved as to Funds by the Controller.

Approved as to Classification by the Civil Service Commission.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Salary Ordinance, Public Utilities Commission, Adding Four Gardeners and One Addressing Machine Operator.

(Series of 1939)

Bill No. 1867, Ordinance No. , as follows:

An amendment to Bill 1734, Ordinance 1667, Section 74, PUBLIC UTILITIES COMMISSION, SAN FRANCISCO WATER DEPARTMENT, by adding Item 15.1 1 B302 Addressing Machine Operator at \$155 per month, and by adding Item 44.1 4 O58 Gardeners at \$135 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance 1667, Section 74, is hereby amended to read as follows:

Section 74. PUBLIC UTILITIES COMMISSION—(Continued)
SAN FRANCISCO WATER DEPARTMENT (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9. CONSUMERS' PREMISES				
1	2	U127	Water Service Inspector	\$ 193
1.1	1	U127	Water Service Inspector	192

1.2	1	U127	Water Service Inspector	190
1.3	1	U127	Water Service Inspector	182
1.4	1	U127	Water Service Inspector	175
2	1	U128	Chief Water Service Inspector	215

10. WATER SALES DIVISION—METER READING

3	5	B247	Meter Reader	175
4	3	B247	Meter Reader	170
5	2	B247	Meter Reader	165
5.1	1	B247	Meter Reader	160
5.2	5	B247	Meter Reader	155

11. CONSUMERS' ACCOUNTS

6	4	B222	General Clerk	175
7	1	B222	General Clerk	173
8	1	B222	General Clerk	172
9	9	B222	General Clerk	170
9.1	1	B222	General Clerk	155
10	5	B222	General Clerk (part time)	75
12	1	B228	Senior Clerk	200
13	2	B228	Senior Clerk	195
13.1	1	B228	Senior Clerk	195.50
14	1	B302	Addressing Machine Operator	172
15	1	B302	Addressing Machine Operator	170
15.1	1	B302	Addressing Machine Operator	155
16	10	B311	Bookkeeping Machine Operator	185
16.1	1	B311	Bookkeeping Machine Operator	175
16.2	1	B312	Senior Bookkeeping Machine Operator	195
17	4	B512	General Clerk-Typist	170
17.1	1	B512	General Clerk-Typist	155
18	1	U56	Asst. Supervisor, Consumer's Accounts	300
19	1	U60	Supervisor Consumers' Accounts	350
20	1	U62	Supervisor of Closing Bills	244.50
21	1	U63	Chief Adjuster	244.50

12. WATER SALES DIVISION—COLLECTIONS

22	1	B222	General Clerk	173
23	1	B222	General Clerk	180
24	15	B222	General Clerk	175
25	1	B222	General Clerk	172
26	9	B222	General Clerk	170
26.1	1	B222	General Clerk	170.50
26.2	2	B222	General Clerk	163
26.3	1	B222	General Clerk	160
27	2	B222	General Clerk	155
28	1	B228	Senior Clerk	200
29	1	B234	Head Clerk	250
30	1	B408	General Clerk-Stenographer	175
31	1	B408	General Clerk-Stenographer	155
32	1	B512	General Clerk-Typist	170
33	1	U52	Supervisor of Collections	300

13. DOCKS AND SHIPPING

34	1	B222	General Clerk	175
35	1	U51	Supervisor Docks and Shipping	275
36	1	U125	Hoseman, Ships and Docks	182
37	1	U125	Hoseman, Ships and Docks	170

14. CITY DISTRIBUTION DIVISION—GENERAL

38	1	B228	Senior Clerk	195
39	1	B356	Senior Storekeeper	275
40	1	B408	General Clerk-Stenographer	172
41	1	B512	General Clerk-Typist	170.50
42	1	B512	General Clerk-Typist	175
43	1	F252	Junior Civil Engineering Draftsman	160

43.1	1	F401	Junior Hydraulic Engineer	233
43.2	1	F401	Junior Hydraulic Engineer	175
44	1	O58	Gardener	155
44.1	4	O58	Gardener	135
45	2	O58	Gardener	150
45.1	1	O60	Head Gardener	169.50
46	4	U130	Reservoir Keeper	165
49	1	U142	Assistant Superintendent	350
50	1	U144	Superintendent	500

15. PUMPS

51	1	J 4	Laborer	194
52	7	O166	Fireman of Stationary Steam Engines.....	210
54	4	O168	Engineer of Stationary Steam Engines.....	258
55	1	O170	Asst. Chief Eng. of Stationary Steam Eng.	273

16. PUMPS—PENINSULA DIVISION

57	2	O166	Fireman of Stationary Steam Engines.....	210
58	1	U214	Pump Operator	175
59	4	U214	Pump Operator (relief)	175
61	1	U215	Head Pump Operator	200

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Authorizing Leasing of City-Owned Lands Acquired From the Estate of Alfred Fuhrman, Deceased.

(Series of 1939)

Bill No. 1868, Ordinance No., as follows:

Authorizing leasing of city-owned lands acquired from the Estate of Alfred Fuhrman, deceased.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 93 of the Charter, and in accordance with the recommendation of the Park Commission and the Library Commission, the Director of Property is hereby authorized and directed to arrange for leasing to the highest responsible bidder or bidders, at the highest monthly rentals, any portion or portions of that certain city-owned real property acquired from the Estate of Alfred Fuhrman, deceased, by Decree of Distribution, dated December 15, 1941, situated in the State of California and more particularly described as follows:

<i>Description M.D.B.&M.</i>	<i>Section</i>	<i>T.S.</i>	<i>R.E.</i>	<i>County</i>	<i>Acres</i>
SW¼ of NE¼ of.....	6	21	15	Fresno	40
N 20 chains of W 20 chains, and					
N 20 chains of E 40 chains of..	4	28	28	Kern	120
SW¼ of	11	28	28	Kern	160
All of	21	28	28	Kern	640
E½ of W½ of NW¼ of.....	22	29	21	Kern	40
NE¼ of	28	28	28	Kern	160
SE¼ of	32	27	28	Kern	160
SW¼ of	34	27	19	Kern	160

Section 2. All rentals collected by the Director of Property from said lands, except only as otherwise provided in Ordinance No. 12,611, Bill No. 346, approved July 6, 1933, shall be deposited in Appropriation No. 949-1.

Section 3. The Controller is hereby authorized to pay from said Appropriation No. 949-1, all bills for taxes, assessments, services and

other charges incident to said lands, which bills shall be subject to approval by the Director of Property.

Section 4. All surplus moneys on hand in Appropriation No. 949-1 at the end of each fiscal year, in excess of a contingency reserve sum, the amount of which shall be determined by the Director of Property and the Controller, shall be used and expended in accordance with the provisions of Resolution No. 2331, Series of 1939, adopted by this Board on December 29, 1941, and approved by the Mayor on December 31, 1941.

Recommended by the Park Commission.

Recommended by the Library Commission.

Approved by the Director of Property.

Approved as to Form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Final Passage.

Amending Annual Appropriation Ordinance to Adjust Prior Estimates to Actual Figures and to Revise Certain Prior Estimates of Revenues as a Prerequisite to Calculation of the Tax Levy; An Emergency Ordinance.

(Series of 1939)

Bill No. 1869, Ordinance No. 1763, as follows:

An ordinance amending the Annual Appropriation Ordinance for the fiscal year 1942-1943, Bill No. 1729, Ordinance No. 1650.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The following Revenue Appropriations in the Annual Appropriation Ordinance for the fiscal year 1942-1943, Bill No. 1729, Ordinance No. 1650, are hereby amended as follows:

<i>Source of Revenue</i>	<i>From</i>	<i>To</i>
San Francisco Unified School District.....	\$ 5,442,769	\$ 5,346,118
Receipts from Surplus:		
General Fund	1,250,600	866,877
de Young Museum	200	1,422
General City Bond Interest and Redemption..	0	40,000
Airport Fund	45,950	55,174
Water Revenue Fund	7,677,140	7,808,497
San Francisco Unified School District.....	402,000	506,416

Section 2. The following expenditure appropriations in the Annual Appropriation Ordinance for the fiscal year 1942-1943, Bill No. 1729, Ordinance No. 1650, are hereby amended as follows:

<i>Appropriation No.</i>	<i>From</i>	<i>To</i>
216,200.02 Art Commission—Symphony Concerts	\$ 100,000	\$ 101,577
261,200.00 City Planning Commission—Contractual Services	63,035	35,035
San Francisco Unified School District.....	12,415,282	12,568,375

Section 3. The purpose of this amendment is to adjust prior estimates to actual figures and to revise certain prior estimates of revenues based upon more adequate experience as a prerequisite to the calculation of the tax levy pursuant to the provisions of Section 78 of the Charter. Also, to correctly state the final expenditure figures for the Board of Education; and to correctly state the amount appropriated to the City Planning Commission for contractual services.

Section 4. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows:

That the passage of said ordinance is required as a prerequisite to the issuance of tax anticipation warrants in accordance with the provisions of Section 81 of the Charter, and that the issuance of said notes immediately is necessary in order to provide funds for the operation of the police and fire departments, and for the maintenance of hospitals and relief homes in San Francisco and for the care of the indigent sick and dependent poor of the City and County, and for the preservation of the public peace, property, health and safety of the people of said City and County, as well as for the uninterrupted operation of the various departments of the government of the City and County of San Francisco.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Tax Rate Ordinance, Fiscal Year 1942-1943; An Emergency Ordinance.

(Series of 1939)

Bill No. 1870, Ordinance No. 1764, as follows:

Providing revenue and levying taxes for City and County purposes and for the support and maintenance of the common schools of the City and County of San Francisco for the fiscal year ending June 30, 1943; an Emergency Ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Under and pursuant to the provisions of the Charter of the City and County of San Francisco and of the laws of the State of California, and in conformity therewith, a tax is hereby levied for City and County purposes, and for the support and maintenance of the common schools of said City and County, including special City and County school building purposes, for the fiscal year ending June 30, 1943, on all the property, real and personal, in the City and County of San Francisco, except such property as is by law exempt from taxation, in the sum of four and forty-eight one-hundredths (\$.48) dollars on each one hundred dollars' valuation of said taxable property as the same appears upon the assessment roll of the said City and County for said fiscal year, which said sum of four and forty-eight one hundredths (\$.48) dollars on each one hundred dollars' valuation as aforesaid is hereby apportioned to the funds and accounts and for the purposes designated as follows:

(a) For the General Fund to meet the general expenses of the City and County of San Francisco in conformity with Section 78 of the Charter (limit \$1.65)	
the rate of	\$1.438962
Emergency Reserve .....	.025348
County Road .....	.000012
Unemployment Relief Loan, State of California....	.012226
Unemployment Relief Loan Interest, State of California .....	.001199
WPA Sponsorship .....	.007500
	<hr/>
	\$1.485247

(b) For the General Fund, to meet the expenses of the City and County of San Francisco not subject to the limitations of Section 78 of the Charter, including the cost of elections, the constructing, maintaining and improving of streets, sewers and buildings, obligations imposed by State, legislative or constitutional enactment, and obligations imposed by vote of the people of the City and County of San Francisco, other than the items herein specifically provided for, including one-half (\$.005) cent to meet the expenses of the Civil Service Commission and including one-half (\$.005) cent for the Art Commission for the purpose of maintaining a symphony orchestra, the rate of.....	\$0.656318
For interest on tax anticipation notes.....	.005006
For the Library Fund, to meet the cost of constructing, maintaining and improving libraries, the rate of .....	.049459
For the Park Fund, to meet the cost of constructing, maintaining and improving parks, the rate of .....	.162452
For the Recreation Fund, to meet the cost of constructing, maintaining and improving playgrounds, the rate of .....	.074449
For maintenance and operation of War Memorial .....	.013079
For M. H. de Young Memorial Museum Fund.....	.012941
For California Palace of the Legion of Honor Fund .....	.009885
For Retirement System for City employees.....	.229103
For the payment of interest on and the amount due for the redemption of the several outstanding bond issues of the City and County.....	.639974
To pay an aliquot part equal to one-tenth of the whole of final judgments against the City and County of San Francisco, pursuant to writs of mandate served upon the members of the Board of Supervisors, to-wit: One-tenth of the amount of each of the judgments referred to in the writs of mandate issued in the proceedings in the Supreme Court of the State of California.....	.011639
For special tax levied for publicity and advertising pursuant to the Political Code of the State, rate of .....	.036083
For Workmen's Compensation Fund.....	.007343
Public Utilities Commission—Heat, Light, Power..	.099278
Airport Fund .....	.045738
Hetch Hetchy Water Supply.....	.144137
Total for Municipal Purposes.....	\$3.682131
Compulsory School Tax for San Francisco Unified School District .....	.797869
TOTAL TAX RATE	\$4.48

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows:

That the passage of said ordinance is required as a prerequisite to the issuance of tax anticipation warrants in accordance with the provisions of Section 81 of the Charter, and that the issuance of said notes immediately is necessary in order to provide funds for the operation of the police and fire departments, and for the maintenance of hospitals and relief homes in San Francisco and for the care of the indigent sick and dependent poor of the City and County, and for the preservation of the public peace, property, health and safety of the people of said City and County, as well as for the uninterrupted operation of the various departments of the government of the City and County of San Francisco.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Authorizing Issuance of \$9,000,000 Tax Anticipation Notes for Fiscal Year 1942-43; An Emergency Ordinance.

(Series of 1939)

Bill No. 1871, Ordinance No. 1765, as follows:

Determining that funds are needed for the immediate requirements of the City and County of San Francisco for the fiscal year 1942-43 in accordance with appropriations made, as authorized by the Charter of said City and County of San Francisco, for said fiscal year; determining that funds therefor cannot be made available as provided in the first two paragraphs of section 81 of said charter; authorizing the Board of Supervisors of said City and County of San Francisco to borrow on its behalf the sum of \$9,000,000 solely for the purpose of anticipating receipt of income, and to cause to be issued notes or other evidences of indebtedness evidencing the amount or amounts so borrowed, which notes shall be payable exclusively out of taxes levied and collected by said City and County for said fiscal year 1942-43 providing that the principal amount of said notes together with the interest thereon shall constitute a first lien and charge against the taxes collected during the half of the fiscal year in which such money shall be borrowed and shall be repaid from the first moneys received from said taxes; and providing for the sale of said notes or evidences of indebtedness as provided by law and for the payment of the principal thereof and the interest thereon; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Board of Supervisors of the City and County of San Francisco does hereby find and determine: That the sum of \$9,000,000 is needed for the immediate requirements of said City and County in the fiscal year 1942-43 to-wit: To meet and pay the appropriations heretofore made for said fiscal year as authorized by the Charter of said City and County, and which will become due and payable prior to June 30, 1943, and which may be paid in advance of receipt of the income for said fiscal year; that funds therefor cannot be made available as provided in the first two paragraphs of Section 81 of said Charter; that the Controller of said City and County has recommended that said sum of \$9,000,000 be borrowed for the purposes herein mentioned, and the Mayor of said City and County of San Francisco has approved said recommendation made by said Controller; and that the estimated aggregate amount of all taxes actually levied by said City and County for said fiscal year is \$37,441,088.00 and that said sum of \$9,000,000 does not exceed twenty-five (25) per centum of said esti-

mated aggregate amount of all taxes actually levied for said fiscal year.

Section 2. The Board of Supervisors of said City and County of San Francisco is hereby authorized to borrow on behalf of said City and County, solely for the purpose of anticipating receipt of income, the sum of \$9,000,000 in lawful money of the United States of America, and to issue in the form hereinafter set forth notes of said City and County for the sum or sums so borrowed, payable as hereinafter provided.

Section 3. (a) As evidence of the sum to be so borrowed as aforesaid, there is hereby authorized to be issued by said City and County of San Francisco in the aggregate principal amount of \$9,000,000. Said notes shall be in the denomination of not less than \$1,000 each, nor more than \$100,000 each, and such denominations shall be fixed by resolution of this Board adopted at or after the time of the public sale of said notes as hereinafter provided. All of said notes shall be signed on behalf of said City and County of San Francisco by the President of said Board of Supervisors, and by the Controller of said City and County, and countersigned by the Treasurer of said City and County of San Francisco, and the seal of said City and County shall be affixed thereto. Said notes shall bear such interest as may be hereafter fixed by resolution of said Board of Supervisors at or before the time said notes are sold, as hereinafter provided, which said interest shall in no case exceed six (6) per cent per annum, and full authority is hereby given to said Board of Supervisors to fix by resolution the rate of interest on said notes and each or any of them. Said interest shall be payable at the maturity of said notes.

(b) The principal amount of said notes, together with the interest thereon, issued and delivered under authority of this ordinance, shall be payable exclusively out of the taxes levied and collected by said City and County for the fiscal year 1942-43 and shall constitute a first lien and charge against the taxes collected during the half of the fiscal year in which said money shall be borrowed and shall be repaid from the first moneys received from said taxes; and the amount of taxes so levied and collected shall be applied to the payment of said notes before any part thereof is used for any other purpose; provided, however, that taxes levied for the payment of principal of, or interest on, any bonded indebtedness of said City and County now outstanding or hereafter created shall be applied to the purpose for which such taxes were levied, unless the money borrowed by such notes issued against such tax levies is in fact applied to the payment of the principal and interest of such bonded indebtedness. If at the time said notes, or any of them, become due and payable the funds in the City Treasury available for the payment thereof shall be insufficient for the payment in full of all of said notes then outstanding, such funds shall be applied pro rata to the payment of the principal and interest of all of the notes then issued and outstanding without preference or priority of any one note over any other by reason of prior issuance, or otherwise. Any of said notes not paid prior to June 30, 1943, shall, nevertheless, be paid out of moneys received from the taxes of the fiscal year 1942-43, irrespective of the date of the receipt thereof; it being the intent and purpose of this ordinance to provide for the payment of all notes issued hereunder out of the taxes levied for said fiscal year 1942-43 and to provide that such notes shall be payable out of said taxes for said fiscal year 1942-43 and to provide that such notes shall be payable out of said taxes for said fiscal year, irrespective of the actual date of the collection thereof.

(c) Each of said notes shall be substantially in the following form, to-wit:

1940

MONDAY, AUGUST 31, 1942

CITY AND COUNTY OF SAN FRANCISCO TAX ANTICIPATION
NOTE—FISCAL YEAR 1942-43

No.

\$.....

San Francisco,, 194....

On the.....day of....., 194...., the City and County of San Francisco, a municipal corporation organized and existing under and by virtue of the laws of the State of California, promises to pay to the bearer hereof, out of the funds hereinafter mentioned, at the office of the Treasurer of said City and County of San Francisco, the sum of.....dollars, in lawful money of the United States of America, with interest thereon at the rate of per cent per annum from date until paid.

This note is one of an issue of notes aggregating in principal amount the sum of nine million dollars (\$9,000,000) authorized to be issued under and pursuant to an ordinance of the Board of Supervisors of said City and County of San Francisco enacted under authority of Section 81 of the Charter of said City and County. Both the principal of and interest on this note and all other notes of said issue are payable exclusively out of taxes levied and collected by said City and County of San Francisco for the fiscal year 1942-43 without preference or priority of any one note over any other note of this issue by reason of prior issuance, or otherwise, and said notes issued and delivered under authority of said ordinance shall constitute a first lien and charge against said taxes collected during the half of said fiscal year 1942-43, in which the money represented by said notes, respectively, shall be borrowed, and shall be repaid from the first moneys received from said taxes and the amount of taxes so levied and collected shall be applied to the payment of said notes before any part thereof is used for any other purpose; provided, however, that taxes levied for the payment of principal of, or interest on, any bonded indebtedness of said City and County now outstanding or hereafter created shall be applied to the purpose for which such taxes were levied, unless the money borrowed by such notes issued against such tax levies is in fact applied to the payment of the principal and interest of such bonded indebtedness.

Any of said notes not paid at or prior to maturity shall, nevertheless, be paid out of moneys received from the taxes for said fiscal year 1942-43 irrespective of the date the same shall be so received.

It is hereby certified, recited and declared that this note is issued in strict conformity with the Constitution and laws of the State of California, and with the Charter of the City and County of San Francisco, and with proceedings of said City and County of San Francisco authorizing the same, and that all acts, conditions and things required to exist, happen and to be performed precedent to, and in the issuance of, this note, have existed, happened and been performed in regular and due time, form and manner as required by law, and that this note, together with all indebtedness and obligations of said City and County, does not exceed any limit prescribed by the Constitution or statutes of said State or the Charter of said City and County.

In witness whereof, said City and County of San Francisco has caused this note to be signed by the President of the Board of Supervisors of said City and County, and by the Controller of said City and County, and to be countersigned by the Treasurer thereof, and the seal of said City and County to be affixed thereto the day and year first above written.

.....
President of the Board of Supervisors of the City and
County of San Francisco.

.....
 Controller of the City and County of San Francisco.
 Countersigned:

.....
 Treasurer of the City and County of San Francisco.

(d) The signature of the President of the Board of Supervisors to said notes may be by the facsimile of the President of said Board.

(e) Said Board of Supervisors, on behalf of said City and County of San Francisco, hereby confirms all recitals, declarations, certificates and promises contained in said notes, and each thereof, issued under and pursuant to this ordinance.

(f) At the time of the sale of any of said notes as hereinafter provided, and prior to the delivery thereof, the Treasurer of the said City and County of San Francisco shall date the same as of the date of delivery thereof and insert therein the denomination thereof and the rate of interest thereon as provided by resolution of said Board of Supervisors.

Section 4. The aforesaid notes shall be issued and offered for sale by the Board of Supervisors at such time (prior to May 10, 1943) as may from time to time be provided by resolution of said Board, so as to meet the immediate requirements of said City and County of San Francisco, as aforesaid. Each such sale shall be made to the bidder offering to accept and pay for the note or notes so sold at the lowest net interest cost to said City and County computed from the date fixed for the presentation of bids to December 18, 1942 (in the case of such notes as shall be sold in the first half of said fiscal year), or to May 10, 1943 (in the case of such notes as shall be sold in the second half of said fiscal year); provided, however, that none of said notes shall be sold for less than the face amount thereof and accrued interest thereon to the date of delivery thereof.

Section 5. The principal and interest of all of said notes issued and sold as aforesaid shall be paid only upon the surrender thereof. All of said notes not sold prior to May 10, 1943, shall be canceled.

Section 6. If any section, paragraph, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or void, such decision shall not affect the validity of any other portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance, and each section, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, paragraphs, sentences, clauses or phrases be declared unconstitutional or void for any reason.

Section 7. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows:

That said ordinance authorizes the issuance of tax anticipation notes in accordance with the provisions of Section 81 of the Charter, and that the issuance of said notes immediately is necessary in order to provide funds for the operation of the Police and Fire Departments, and for the maintenance of hospitals and relief homes in San Francisco and for the care of the indigent sick and dependent poor of the City and County, and for the preservation of the public peace, property, health and safety of the people of said City and County, as well as for the uninterrupted operation of the various departments of the government of the City and County of San Francisco.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.**Offering for Sale \$3,000,000 Tax Anticipation Notes.**

(Series of 1939)

Resolution No. 2844, as follows:

Whereas, Ordinance No. 1765 (Series of 1939), heretofore enacted by the Board of Supervisors of the City and County of San Francisco, authorized the issuance of certain Tax Anticipation Notes, the same to be issued as needed for the immediate requirements of the City and County in order to meet and pay the appropriations heretofore made for the current fiscal year, as authorized by the Charter of the City and County, which appropriations will become due and payable prior to June 30, 1943, and which may be paid in advance of receipt of the income for said fiscal year; and

Whereas, In order to meet the said immediate requirements of the said City and County it is necessary to forthwith issue and offer for sale Tax Anticipation Notes as authorized by said ordinance above mentioned to the amount of three million (\$3,000,000) dollars; now, therefore, be it

Resolved, That the President of the Board of Supervisors of the City and County of San Francisco, the Controller or the Chief Assistant Controller of said City and County, and the Treasurer thereof, be and they are hereby authorized and directed to execute and issue for and on behalf of the City and County of San Francisco, the aforesaid Tax Anticipation Notes, to the amount of three million (\$3,000,000) dollars, and that said notes be offered for sale by this Board of Supervisors; and be it

Further Resolved, That the Clerk of this Board be and he is hereby directed to advertise in the official newspaper of the City and County of San Francisco a notice of the sale of said Tax Anticipation Notes to the amount of three million (\$3,000,000) dollars, and that sealed bids or offers for all or any part of said notes will be received by the Board of Supervisors up to the hour of 3:00 P. M., September 8, 1942, and that said Tax Anticipation Notes will be sold to the bidder offering to accept and pay for said note or notes so sold at the lowest net interest cost to the City and County of San Francisco, computed from the date fixed for the presentation of bids to December 18, 1942, and be it

Further Resolved, That Orrick, Dahlquist, Neff and Herrington, attorneys at law, are employed to furnish legal opinion on validity of the above mentioned Tax Anticipation Notes authorized by Ordinance No. 1765 (Series of 1939), the fee therefor to be \$1,000.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following, from Finance Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Authorizing Attendance of Members of City Planning Commission and the City Planning Engineer at Convention of League of California Cities, at Los Angeles, September 21 to 24, 1942.

(Series of 1939)

Resolution No. 2850, as follows:

Whereas, the League of California Cities will hold its annual convention on the 21st, 22nd, 23rd and 24th days of September, 1942, at Los Angeles, California, and

Whereas, the various City Planning Commissions of the cities of the State of California will conduct a conference during the said convention, at the same place, and

Whereas, the City Planning Commission of the City and County of San Francisco should be represented at, and participate in said conference; now, therefore, be it

Resolved, That the members of the City Planning Commission of the City and County of San Francisco and the City Planning Engineer therefor, be, and they are hereby authorized to attend said convention at said time and place.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, Mead, Meyer, O'Gara, Roncovieri, Shannon—9.

Noes: Supervisors MacPhee, Uhl—2.

Re-reference to Finance Committee.

Authorizing Compromise of Claim of William Shubin and Pauline Shubin for the Sum of \$500.

(Series of 1939)

Bill No. 1872, Ordinance No., as follows:

Authorizing compromise of claim of William Shubin and Pauline Shubin for the sum of \$500.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended and the Department of Public Works having approved the settlement of the Superior Court Action No. 306307—William Shubin and Pauline Shubin—for \$26,030.50, against the City and County of San Francisco for the recovery of damages for personal injuries sustained by reason of the defective condition of the sidewalk on the south side of 16th Street approximately 50 feet east of Bryant Street, by the payment of \$500 in full settlement of all claims of the said William Shubin and Pauline Shubin, said City Attorney is hereby authorized to settle said pending litigation by the payment of said sum of \$500.

Recommended and approved by the City Attorney.

Recommended and approved by the Department of Public Works.

Funds available by the Controller.

After explanation of the foregoing matter by Mr. Herrington, attorney for plaintiffs, and by the City Attorney, the bill was *re-referred to Finance Committee for further consideration.*

Consideration Continued.

The following, from Joint Finance and Public Utilities Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Roncovieri.

Submitting to Electors an Ordinance Authorizing One-Man Operation of Street Cars by Market Street Railway Company for Duration of Present War Emergency, Except on Cable Cars and on Cars Operated on Market Street.

(Series of 1939)

Resolution No., as follows:

Resolved, That the following ordinance be submitted to the electors of the City and County of San Francisco at the general election to be

held on November 3, 1942, which said ordinance is in the words and figure following, to-wit:

"Be is ordained by the People of the City and County of San Francisco as follows:

"For the duration of the war now existing between the United States of America and the Axis Powers, the Market Street Railway Company is hereby authorized to operate street railway cars for the transportation of passengers with a single operator, which said operator shall be over the age of twenty-one (21) years and shall have all the qualifications provided by ordinance for a motorman to operate street railway cars in the City and County of San Francisco. This ordinance shall not apply to cable cars or to cars operated on Market Street.

"An initiative ordinance adopted by the people on the 2nd day of May, 1935, is hereby declared inoperative for the duration of the war now existing between the United States of America and the Axis Powers."

Approved as to form by the City Attorney.

Discussion.

Mr. H. S. Foley, representing Municipal Carmen's Union opposed submission of the foregoing matter to the electors. Labor, he pointed out, was strongly opposed to "one-man" operation of street cars.

Mr. L. V. Newton, representing the Market Street Railway Company, pointed out that because of the difficulty of securing men the one-man operation of street cars was from his company's point of view, most necessary.

Mr. Douglass, representing Market Street Railway Employees, Carmen's Union, stated that while heretofore his organization has been opposed to one-man operation of street cars, because of the present labor situation, he could not speak for his group.

The Clerk presented and read communication from Robert O. Crowe, Office of Defense Transportation, and from Frederick H. Meyer, Administrator, Office of Local Transport, recommending one-man operation of street cars.

Supervisor O'Gara announced his intention to vote against the foregoing matter. He believed it to be simply for the benefit of the Market Street Railway Company, and would merely strengthen the bargaining position of that company.

Thereupon, on motion by Supervisor Brown, further consideration was *postponed until Tuesday September 8, 1942.*

Refused Adoption.

The following recommendation of the Joint Judiciary and Finance Committee was taken up:

Present: Supervisors O'Gara, Green, Shannon, MacPhee, Uhl.

Requesting City Attorney to Appoint Two Deputies to Devote Their Attention to the Preparation and Revision of Charter Amendments.

(Series of 1939)

Resolution No., as follows:

Resolved, That the City Attorney be and is hereby requested to delegate two of his deputies to devote their entire time, from now until the last day for the submission of charter amendments, to the task of preparing and revising such measures as shall be ordered submitted on the November ballot.

Discussion.

Supervisor O'Gara explained the necessity for aid in the preparation of proposed charter amendments for submission to the voters. The services of Deputy City Attorneys were required to assure that proposed amendments be in proper form when ordered submitted.

The City Attorney, however, who was present in the chambers, pointed out that it would be absolutely impossible for him to comply with the request should the resolution be adopted. However, he would continue to furnish all aid possible in the preparation of proposed charter amendments.

Thereupon, the President suggested, that in view of the City Attorney's statement, the resolution be withdrawn.

Supervisor O'Gara, however, moved a vote on adoption of the resolution.

Refused Adoption.

Thereupon, the roll was called and the foregoing resolution was *refused adoption* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, O'Gara—4.

Noes: Supervisors Colman, Green, Meyer, Roncovieri, Shannon, Uhl—6.

Absent: Supervisor Brown—1.

Refused Adoption.

The following recommendation of Police Committee was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Requesting California State Board of Equalization to Make It Unlawful for Any Unescorted Female Person to Enter Any Bar in the City and County of San Francisco.

(Series of 1939)

Resolution No., as follows:

Whereas, the existing war emergency makes it incumbent upon local authorities to place inhibitions upon the citizenry, for the protection of armed service personnel and civilian populace alike, which in normal times would not be deemed necessary; and

Whereas, in the interests of order, decorum and proper management of premises, this Board of Supervisors considers it advisable that provision be made to make it unlawful for any unescorted female person to enter any bar in the City and County of San Francisco; and

Whereas, it is the jurisdiction of the California State Board of Equalization to make, promulgate and enforce regulations affecting premises on which are made sales of alcoholic liquor for consumption on said premises; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition Honorable George R. Reilly, Member of the California State Board of Equalization for District 1, which includes the City and County of San Francisco, to immediately put into effect in said City and County such regulation as will carry out the intent of this resolution as hereinabove set forth.

NOTE: *The above resolution was recommended for adoption, with Supervisor Gallagher dissenting.*

August 24, 1942—*Referred to City Attorney and consideration continued until August 31, 1942.*

Refused Adoption by the following vote:

Noes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Refused Adoption.

The following matter, from Police Committee, with recommendation "Do Not Pass," was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Requesting California State Board of Equalization to Make It Unlawful for Person in Charge of Licensed Premises to Serve Alcoholic Liquor to Any Female Person for Consumption on Such Premises Unless She Is Seated at a Table Removed from Any Bar.

(Series of 1939)

Resolution No., as follows:

Whereas, the existing war emergency makes it incumbent upon local authorities to place inhibitions upon the citizenry, for the protection of armed service personnel and civilian populace alike, which in normal times would not be deemed necessary; and

Whereas, in the interests of order, decorum and proper management of premises, this Board of Supervisors considers it advisable that provision be made to make it unlawful for any licensee, his manager, or any other person in charge of licensed premises, to serve alcoholic liquor to any female person for consumption on such premises unless she is seated at a table removed from any bar, counter or shelf or substitute therefor; and

Whereas, it is the jurisdiction of the California State Board of Equalization to make, promulgate and enforce regulations affecting premises on which are made sales of alcoholic liquor for consumption on said premises; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition Honorable George R. Reilly, Member of the California State Board of Equalization for District I, which includes the City and County of San Francisco, to immediately put into effect in said City and County such regulation as will carry out the intent of this resolution as hereinabove set forth.

NOTE: *The above resolution was submitted to the Board with a "do not pass" recommendation, Supervisor Gallagher dissenting.*

August 24, 1942—Referred to City Attorney and consideration continued until August 31, 1942.

Discussion.

Supervisor MacPhee, in discussing the foregoing resolution, stated that it had been suggested and recommended by the Federal government. However, an amendment was desirable, and he would move that the word "unescorted" be inserted in the fifth line of the second "Whereas," immediately before the word "female." Motion seconded by Supervisor Gallagher.

Supervisor Uhl objected to the resolution, saying it seemed to him that the Board was going out of its way in attempting to pass such legislation on matters over which it has no control. He would vote against the resolution.

Amendment Defeated.

Thereupon, the roll was called and the motion to amend was *defeated* by the following vote:

Ayes: Supervisors Gallagher, MacPhee—2.

Noes: Supervisors Brown, Colman, Green, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Refused Adoption.

Whereupon, the roll was again called and the resolution was *refused adoption* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, O'Gara—3.

Noes: Supervisors Brown, Colman, Green, Mead, Meyer, Roncovieri, Shannon, Uhl—8.

Adopted.

The following recommendations of Public Buildings, Lands and City Planning Committee were taken up:

Present: Supervisors Uhl, Gallagher, MacPhee.

Rezoning of Property in Block Bounded by Twenty-sixth Street, Burnham Avenue, Army Street, Burnett Avenue and Portola Drive.

(Series of 1939)

Resolution No. 2851, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2679, passed August 6, 1942, reading as follows:

City Planning Commission, Resolution No. 2679

Whereas, section 117 of the Charter provides that the City Planning Commission may, on its own motion, propose changes in the classification of the use to which property in the City and County may be put; and

Whereas, under date of July 2, 1942, the City Planning Commission did, on its own motion, institute proceedings to propose a change in the use classification of the hereinafter described property as set forth in Resolution No. 2669, passed July 2, 1942; and

Whereas, after due and legal notice first being given, a public hearing was held by the City Planning Commission on such change, which hearing was held on August 6, 1942; and

Whereas, after due consideration, the City Planning Commission deemed that such change as proposed should be made; now, therefore, be it

Resolved, that subject to the approval of the Board of Supervisors in accordance with Section 117 of the Charter, Sections 6 and 7 of the Use of Property Zone Maps constituting a part of the Building Zone Ordinance be, and the same are hereby changed so as to place the following described property in the *First Residential District instead of the First Residential and/or Second Residential District*:

The block bounded by 26th Street on the north, Burnham Avenue on the east, Army Street on the south and by Burnett Avenue and Portola Drive on the west and northwest, respectively; being all of Assessor's Block No. 2870, as per the official block books of the City and County of San Francisco;

is hereby approved.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Rezoning of Property in Block Bounded by Army Street, Burnham Avenue, Twenty-seventh Street and Burnett Avenue.

(Series of 1939)

Resolution No. 2852, as follows:

Resolved, That the action of the City Planning Commission by its Resolution No. 2678, passed August 6, 1942, reading as follows:

City Planning Commission, Resolution No. 2678

Whereas, section 117 of the Charter provides that the City Planning Commission may, on its own motion, propose changes in the classification of the use to which property in the City and County may be put; and

Whereas, under date of July 2, 1942, the City Planning Commission did, on its own motion, institute proceedings to propose a change in the use classification of the hereinafter described property as set forth in Resolution No. 2668, passed July 2, 1942; and

Whereas, after due and legal notice first being given, a public hearing was held by the City Planning Commission on such change, which hearing was held on August 6, 1942; and

Whereas, after due consideration, the City Planning Commission deemed that such change as proposed should be made; now, therefore, be it

Resolved, that subject to the approval of the Board of Supervisors in accordance with section 117 of the Charter, Sections 6 and 7 of the Use of Property Zone Maps constituting a part of the Building Zone Ordinance be, and the same are hereby changed so as to place the following described property in the *First Residential District instead of the First Residential and/or Second Residential District*:

The block bounded by Army Street on the north, Burnham Avenue on the east, 27th Street on the south and Burnett Avenue on the west; being all of Assessor's Block No. 2896, as per the official block books of the City and County of San Francisco.

is hereby approved.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendation of County, State and National Affairs Committee was taken up:

Present: Supervisors Green, O'Gara, Shannon.

Petitioning Congress to Enact Legislation to Provide Medical Care, Hospitalization and Compensation for Civilian Defense Workers Injured in Line of Duty.

(Series of 1939)

Resolution No. 2853, as follows:

Whereas, the Board of Supervisors of the City and County of San Francisco appreciates and commends the action of all citizens engaged in civilian defense in San Francisco who have so generously volunteered to study, train and equip themselves for the purpose of serving, assisting and educating their fellow citizens in the protection of their families, homes and city in case of enemy attack, or to forestall such attacks, during the present war emergency; and

Whereas, such public-spirited volunteer defense workers are subject to unavoidable accidents and bodily injury during their course of training and in pursuit of their defense duties, performed under most hazardous conditions; and

Whereas, medical care and hospitalization are oftentimes required due to such injuries, causing increased personal expense and temporary loss of earnings or income from business or profession; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition Congress to adopt legislation that will provide medical care, hospitaliza-

tion and compensation for civilian defense workers injured in the performance of their duties as such defense workers; and be it

Further Resolved, That this Board of Supervisors does hereby express its approval and recommends the adoption of Senate Bill No. 2620, known as the Pepper Bill, recently referred by the United States Senate to the Senate Finance Committee, which proposed bill does provide for such medical care, hospitalization and compensation for injured civilian defense workers; and be it

Further Resolved, That a copy of this resolution be forwarded to each member of the United States Senate Finance Committee urging their approval of said Bill, and to each member of the United States Senate and House of Representatives representing the State of California, soliciting their assistance in the passage of such protective legislation.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Consideration Postponed.

The following recommendation of Joint Finance, Public Utilities and Judiciary Committee was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Roncovieri, O'Gara, Green, Shannon.

CHARTER AMENDMENT

STREET RAILWAY ACQUISITION CHARTER AMENDMENT

Section ——. For the purpose of the City and County of San Francisco taking over, acquiring and possessing all or any part of the properties of any street railway company or system, and for the unification, prevention of duplication of operation, and uniformity and standardization of fares and transfers of street railways and street railway systems now operating in the City and County of San Francisco and/or into adjoining counties, and for the standardization in accordance with the provisions of the charter of the wages of employees of all street railway systems now operating in said City and County and into adjoining counties and which may be acquired by said City and County, the Public Utilities Commission shall have full power and authority, and it is authorized to enter into such arrangements, agreements and contracts as in this section provided for the purpose of acquiring, taking and operating all or any part of the properties of any street railway company or system holding an operating permit from the City and County of San Francisco, the total amount to be paid for all of said railway systems to be taken or acquired not to exceed \$..... When any such railway system or the properties hereof are taken over or acquired by said Public Utilities Commission the same shall be merged with the then existing municipal railway system and shall become a part thereof and shall thereafter be operated therewith as the Municipal Railway of San Francisco.

Any such railway system or systems to be taken or acquired shall be taken and acquired upon such terms and conditions and at such price or prices as shall be recommended by the Public Utilities Commission and approved by the Board of Supervisors. The said purchase price for any such railway system and its properties shall be paid for solely from the receipts and revenues of the Municipal Railway of San Francisco when and after the same has been consolidated as herein provided. Any amount to become due under any agree-

ment for the purchase, taking or acquisition of any such railway system shall not be deemed to be a debt or obligation of the City and County of San Francisco in so far as the incurring of debts and obligations is prohibited by Section 18 of Article XI of the Constitution of California, provided that nothing herein contained shall prevent the City and County of San Francisco from issuing general obligation bonds with the approval of a two-thirds vote of the electors of the City and County of San Francisco or bonds payable wholly out of the revenue of said Municipal Railway as hereinafter provided, the proceeds of which bonds shall be used to pay all or any part of the purchase price which may be due or which might become due under any agreement for the purchase, taking or acquisition of any such railway system or its properties.

Any agreement for the taking, purchase or acquisition of any such railway system hereinbefore referred to when approved by the Board of Supervisors shall be executed by the Public Utilities Commission, and any amount to be paid according to the terms of said agreement may be made payable in installments to become due at such times as may be agreed upon by the Public Utilities Commission with the approval of the Board of Supervisors and the owner or owners of said railway system. Any and all amounts to be paid pursuant to the provisions in such agreement for the taking, purchase or acquisition of any such railway system shall be deemed to be a part of the operating expenses of said Municipal Railway and shall be paid from the revenues thereof pursuant to the provisions of Section 127 of the Charter. Said agreement herein referred to may be amended, changed or modified by the Public Utilities Commission, with the approval of the Board of Supervisors and the consent of the owner or seller of said railway system.

Full power and authority is hereby given to the Public Utilities Commission, with the approval of the Board of Supervisors, to provide in the agreement hereinbefore referred to, for the setting up and maintaining of such reserves and funds in accordance with the existing provisions of the Charter from the receipts and revenues of the Municipal Railway as may be necessary to carry out the provisions of said agreement, and to meet all payments to become due according to the terms of said agreement at the times provided therein, and it shall be the duty of said Public Utilities Commission to provide and maintain all such reserves and funds from the receipts and revenues of said Municipal Railway and said agreement shall provide.

All persons employed on the 1st day of August, 1942, in the operating service of any railway system acquired pursuant to the provisions of this section of the charter (and operating service shall include the accounting office and claims departments of such system) as determined by the Public Utilities Commission to be necessary for the conduct of the Municipal Railway system, shall continue in their respective positions and shall be deemed appointed to such positions in accordance with the civil service provisions of the charter and shall be entitled to all the benefits thereof for the period of time during which the city shall continue to operate said railway system under an agreement entered into for the taking, acquisition or operation of the same. Should the city permanently acquire any such railway system, all such persons employed in the operating service of said railway system at the time the same was taken over by the Public Utilities Commission, pursuant to the provisions of this section, shall become permanent employees of the City and

County of San Francisco in the department of the Municipal Railway and shall be entitled to all the benefits of the civil service provisions of this charter. Any of said employees who are taken into the employ of the Municipal Railway shall be subject to the residential qualifications of the charter after said railway system is permanently acquired by the city, but pending the permanent acquisition of said railway system and said properties, said employees shall not be subject to said residential qualifications provided for employees in this charter and if said Public Utilities Commission should not permanently acquire such railway system as provided in this section, then, in that event, all employees taken over for the purpose of operating said system shall cease to be employees of the city and county.

While any agreement entered into between the Public Utilities Commission and the owner of said railway system remains in force and effect, said Public Utilities Commission with the approval of the Board of Supervisors may anticipate the maturity of any installment or amount to be paid pursuant to the provisions of said agreement whenever funds are available for said purpose. The Board of Supervisors, on the recommendation of said Public Utilities Commission, may submit to the electors of the City and County of San Francisco a bond issue for general obligation bonds and, when the same is approved by a two-thirds vote of the electors voting at any election held for said purpose, the proceeds of said bonds shall be used to pay any amount due under said agreement of purchase or acquisition.

In lieu of submitting a proposition for the issuance of general obligation bonds as hereinbefore provided, the Board of Supervisors may submit to the electors of the City and County a proposition to authorize the Public Utilities Commission to issue bonds or other evidences of indebtedness which shall be payable, both as to the principal sum thereof and as to the interest to accrue thereon, wholly from the revenues of the Municipal Railway system.

If the proposition to issue said bonds payable wholly from the revenues of said Municipal Railway system shall be approved by a majority of the electors voting on said proposition, the Public Utilities Commission is hereby authorized to issue said bonds payable wholly out of the revenues of said Municipal Railway system in an amount, and on the terms and conditions which shall have been set forth and stated in the proposition submitted to the electors for the issuance of said bonds.

When said bonds are issued and sold the proceeds of said sale shall be used, first, to pay any and all amounts which may be unpaid under said agreement of purchase or acquisition entered into pursuant to the provisions of this section, and then such additional amounts as may be provided for in said proposition submitted to the electors for the issuance of said bonds shall be used for the repair, reconstruction, additions and betterments to said Municipal Railway system.

The provisions of this section shall not be deemed authority to issue bonds payable wholly out of revenue except for the purposes in this section provided, and bonds payable out of the Municipal Railway funds shall not exceed Full power and authority is hereby conferred upon the Board of Supervisors in submitting any proposition to the electors for the issuance of bonds payable wholly from the revenues of said Municipal Railway, to determine the amount of said bonds, not to exceed the sum above

specified, and all the terms and conditions thereof, and when the amount of said bonds and the terms and conditions thereof as provided for by said Board of Supervisors, has been approved by a majority of the voters voting on said proposition, the Public Utilities Commission shall have full power to issue and sell said bonds and to use the proceeds of said sale for the purposes provided for in said proposition.

Any time that the Public Utilities Commission fails or neglects to pay any amount which may become due according to the terms of any agreement for the taking, purchase or acquisition of any railway system, the owner of said railway system may terminate said agreement and all amounts paid under and pursuant to the terms of said agreement shall become the property of the company, firm or corporation from which said system had been taken, or from whom it was being acquired, as liquidated damages if said agreement so provides. Provided that said company, firm or corporation shall have no further claim against said Public Utilities Commission or against the City and County for failure to purchase and acquire said railway system in accordance with the terms of said agreement. Provided further, that said company, firm or corporation selling said system or properties, or from whom the same has been taken or acquired, shall give reasonable notice to the Public Utilities Commission of its intention to terminate said agreement by reason of the breach thereof, the period of said notice to be specified in said agreement, and at any time during said period said Public Utilities Commission may complete the purchase of said system or properties in accordance with the terms of said agreement.

When the Public Utilities Commission shall desire to abandon service over any portion of any street railway system taken or acquired pursuant to the provisions of this section, said Commission shall report the abandonment of said service to the Board of Supervisors, stating the reasons therefor, and any person feeling aggrieved by said abandonment of said service may appeal to the Board of Supervisors from the action of said Public Utilities Commission in abandoning said service, and if nine members of said Board of Supervisors shall vote to restore said service, the same shall be restored.

On motion of Supervisor MacPhee, consideration of the foregoing proposed charter amendment was *postponed until Tuesday, September 8, 1942, at 2:30 p. m.*

Consideration Postponed.

The following recommendation of Judiciary, Legislative and Civil Service Committee was taken up:

Present: Supervisors O'Gara, Green, Shannon.

CHARTER AMENDMENT

HEALTH SERVICE SYSTEM EMPLOYEES SUBJECT TO CIVIL SERVICE AND RETIREMENT PROVISIONS OF CHARTER.

NOTE: Additions are indicated by *light face italic*.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the charter of said City and County by amending Paragraph 6d, Subdivision 3 of Section 172.1 thereof relating to the Health Service System, so as to require that employees of said system

other than the medical director be appointed pursuant to the civil service provisions of the charter, as follows:

Section 172.1:

Subdivision 1. A health service system for municipal employees is hereby established. Said system shall be administered by a board to be known as the Health Service Board. The members of the system shall consist of all employees of the City and County who are members of the retirement system and all teachers and employees of the board of education who are members of said retirement system. Any employee who adheres to the faith or teachings of any recognized religious sect, denomination or organization and, in accordance with its creed, tenets or principles, depends for healing upon prayer in the practice of religion shall be exempted from the system upon filing annually with the Health Service Board an affidavit stating such adherence and dependence and disclaiming any benefits under the system. The board shall have the power to exempt any person whose annual compensation exceeds forty-five hundred (\$4,500.00) dollars and any person who has otherwise provided for adequate medical care.

Subdivision 2. The Health Service Board shall consist of nine members elected by the members of the system. The first members of the board shall classify themselves by lot so that three shall serve for one year, three for two years and three for three years from and after May 15, 1937. Thereafter the term of office shall be three years. Each member of the board shall give bond in the sum of ten thousand (\$10,000.00) dollars, the premium on which shall be paid out of the funds of the system. Vacancies shall be filled for the unexpired term by a majority vote of the remaining members of the Board. Members of the Board shall be nominated by a written nomination of twenty members filed with the registrar of voters not earlier than April 1st nor later than April 15th of each year. The registrar of voters shall prepare ballots and shall furnish the same to all members of the system between April 15th and April 25th and shall receive the ballots between April 25th and May 7th and canvass and certify the result on May 8th. The registrar of voters shall have power to make such regulations respecting the form, distribution and canvassing of the ballots as may be necessary to secure secrecy of the ballots and prevent fraud. The persons equal in number to the number to be elected who receive the greatest number of votes shall be declared elected. Not more than one employee of any one department or office may be a member of the Board. For the purpose of the first election, all employees eligible for membership in the system shall be deemed members.

Subdivision 3. The Board shall have power:

(a) By a two-thirds vote of the entire membership of the Board to adopt a plan or plans for rendering medical care to the members of the system, or for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs, provided:

1. No member of the system shall be required to accept the services or medical supplies of any physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist or hospital selected by the Board, but, subject to rules and regulations of the Board, every member shall have the right to select, of his own choice, any duly licensed physician, surgeon, person licensed to treat human diseases without the use

of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care as herein defined, who or which will render the required services pursuant to said rules and regulations, and the Board shall make provision for the exercise of such choice; and is hereby expressly prohibited from entering into any exclusive contract for the rendering of said services;

2. Any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care shall have the right to furnish such services or medical supplies at uniform rates of compensation to be fixed by the Board;

3. Such rates of compensation and any and all proposed contracts respecting the rendering of such services shall be reviewed by the retirement board of the City and County and shall not become effective unless and until approved by the retirement board. The retirement board may approve, refer to the Health Service Board for further consideration, or disapprove any matter or proposal which is within its jurisdiction under the provisions of this section, and it shall act within sixty (60) days after any matter has been submitted to it, and failure of the retirement board to approve, refer or disapprove the same within said period shall constitute an approval.

4. In January of each year, at public hearings, the Health Service Board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation paid for all services rendered and it may make such revisions therein as it deems equitable. Any such determination or revision shall be subject to review by the retirement board upon an appeal taken within thirty (30) days thereafter by a written petition filed with the retirement board and signed by not less than fifteen per cent. (15%) of the members of the system or by not less than fifteen per cent. (15%) of those of any one of the following groups who have contracted to render services to the members of the system: Physicians and surgeons; persons licensed to treat human diseases without the use of drugs; dentists; nurses; pharmacists; hospitals; other agencies of medical care. A copy of such petition shall also be filed with the Health Service Board at the same time. The retirement board may approve or disapprove such determination or revision of the Health Service Board by a majority of its members or refer the same to the Health Service Board for further consideration. Failure of the retirement board to approve, refer or disapprove such determination or revision within sixty (60) days after filing the petition shall constitute an approval.

5. The Health Service Board shall receive, consider and, within sixty (60) days after receipt, act upon any matter pertaining to the administration, operation or conduct of the health service system submitted to it in writing by any member of the system or any person who has contracted to render medical care to the members of the system.

6. The said retirement board is hereby authorized and empowered and it is hereby made its duty to exercise the powers and to perform the duties prescribed for it by this section.

(b) To put said plans into effect and to conduct and administer the same and, for all or any of said purposes, to contract therefore and use the funds of the system.

(c) To make rules and regulations for the transactions of its business, the granting of exemptions and the admission to the system of persons who are hereby made members thereof and such other officers and employees as may voluntarily become members of the system with the approval of the Board.

(d) *To appoint a medical director and such other employees as may be necessary. The compensation of the medical director shall be fixed by the board and he shall hold office at its pleasure. The employees, other than the medical director, shall be subject to the civil service provisions of the charter, provided that all employees who are actually employed or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions and classifications as if appointed thereto after examination and certification from a civil service list of eligibles and shall thereafter be governed by and be subject to the civil service provisions of this charter. Prior to July first in each year the Health Service Board shall fix the compensation of its employees, which compensation shall be the same as the rates of compensation fixed by the Board of Supervisors, under the provisions of Section 151 of this charter, for similar classifications and services in other city and county departments.*

(e) To make provision for the participation in the benefits of the system by the dependents of members, retired municipal employees and temporary municipal employees, provided that such participation shall be without cost to the City and County.

Subdivision 4. The Board shall determine and certify to the Controller the amount to be paid monthly by the members of the system to a fund for the purposes of the system hereby created. The controller shall deduct said sums from the compensation of the members and shall deposit the same with the Treasurer of the City and County to the credit and for the use of the system. Such deductions shall not be deemed to be a reduction of compensation under any provision of this charter. The Board shall have control of the administration and investment of the funds, provided that all investments shall be of the character legal for insurance companies in California. Disbursements from the fund shall be made only upon audit by the Controller and the Controller shall have and exercise the accounting and auditing powers over the funds of the system which are vested in him by this charter with respect to all other municipal boards, officers and commissions.

Subdivision 5. The term "medical care" shall include the services of physicians, surgeons, nurses, persons licensed to treat human diseases without the use of drugs, hospitalization, medicines and appliances, and dental, optical and other medical treatments and services.

All acts performed and services rendered under the provisions of this section shall be performed in accordance with the provisions as to professional conduct prescribed by the statutes of the State of California regulating such professional conduct and services.

Medical care, as defined in this section, shall not be furnished or supplied to any member of the system by or in any of the public health and hospital facilities of the City and County, except that emergency medical and hospital

care may be rendered to any member of the system in the usual course of emergency health service.

Subdivision 6. Members of the system shall have and possess no claim or recourse against any of the funds of the municipality by virtue of the adoption or operation of any plan for rendering medical care, indemnifying costs of said care or carrying insurance against such costs, but the claim and recourse of any such member shall be limited solely to the funds of the system. All expenses of the system shall be borne exclusively by the funds of the system and the City and County shall not appropriate or contribute funds in any manner for the purposes of the system hereby established and provided.

Supervisor Roncovieri, in discussing procedure for consideration of proposed charter amendments, suggested that such consideration be given at a special meeting, or meetings, of the Board. It would be impossible, he believed, to give proper consideration to such important matters at a regular meeting.

Supervisor O'Gara agreed with the suggestion by Supervisor Roncovieri.

However, after further brief discussion, consideration of the foregoing proposed charter amendment was *postponed until Tuesday, September 8, 1942.*

Re-referred to Committee.

The following, from the Joint Public Health and Judiciary Committee, without recommendation, was taken up:

Present: Supervisors Shannon, Roncovieri.

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, Relating to Nursing Homes.

(Series of 1939)

Bill No. 1848, Ordinance No., as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. **Establishment and Maintenance of Nursing Homes.** No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. **Definitions.** For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

Note: Matter cancelled is bracketed "[]" and set in bold face.

b. **Permits.** The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter established; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, **[and in addition thereto the property owners of all property within 200 feet of the exterior boundary lines of the appli-**

cant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property owners], and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disapproval of the application may be predicated upon such grounds. The Department of Public Health shall issue a permit to each nursing home existing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. **Types of Buildings.** No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than [five (5)] *eight* (8) inmates. Any such nursing home hereafter established, and having accommodations for not more than [five (5)] *eight* (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than [five (5)] *eight* (8) inmates are housed in a nursing home the building shall be of Class A or B construction.

d. **Registers.** The holder of a permit shall keep a register, in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. **Transfer of Permits.** No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. **Inspection.** The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said nursing homes and to inspect the permit and register thereof and to require compliance with this section.

Discussion.

Mr. S. L. Sefton, attorney representing Nursing Home Owners' Association of San Francisco, explained the reasons for proposing the foregoing amendment to the San Francisco Municipal Code, as well as the amendment immediately following, affecting nursing homes. The proposed legislation would permit a maximum of eight patients in con-

valescent homes instead of five, as now permitted, and it would provide a more practical method of notifying people in the neighborhood where in a permit was being requested.

Mr. Carroll Newburg, representing the Central Council of Civic Clubs, and Mrs. Thomas R. Best, from the same organization, opposed the proposed legislation. Objections were made to the proposed increase in the number of patients to be permitted in nursing homes, as well as to any change in the manner of notifying interested citizens of any applications for permits.

Supervisor O'Gara agreed that property owners should have reasonable notice of application for a nursing home, and suggested that paragraph (b) of Section 158 be amended by inserting in the sixth line thereof, after the word "owners," the words "when the names and addresses of such property owners are known."

Re-referred to Committee.

Thereupon, on motion duly made and seconded, the foregoing bill, as well as the bill immediately following, was *re-referred to the Joint Public Health and Judiciary Committee for further hearing*, by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Meyer, O'Gara, Roncovieri, Uhl—8.

Noes: Supervisors Green, Mead, Shannon—3.

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code Pertaining to Definitions by Amending the Portion Thereof Relating to Hospitals and Sanitariums.

(Series of 1939)

Bill No. 1873, Ordinance No., as follows:

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code pertaining to definitions by amending the portion thereof relating to hospitals and sanitariums.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code relating to definition of hospitals and sanitariums is hereby amended to read as follows:

Section 30. Definitions. **Alterations** means any change or addition.

Basement means a lower story of which a part, but less than one-half ($\frac{1}{2}$) is below the level of the curb line of the street or of the general level of the ground.

Bearing wall means any wall carrying all or part of the interior load of a building.

Building or structure means any construction the arrangement of which may affect the health, safety or general welfare of man or animals.

Cellar means a lower story of which one-half ($\frac{1}{2}$) or more is below the level of the curb line of the street, or streets, on which it faces, or of the general level of the ground.

Corner lot means a lot situated at the corner of two (2) streets or street and a public alley not less than sixteen (16) feet in width.

Court means an open, unoccupied space other than a yard on the same lot as the building. A court extending to the yard of street is an outer court. A court surrounded on all sides by a building on the same lot is an inner court. A court extending to the lot line is a lot line court.

Curtain wall means any wall supported at intervals on the frame

of a building or a wall which is self-supporting only on the exterior of a building.

Dead load means the weight of the walls, floors, etc., of a building, including all permanent construction.

Division wall means any wall other than an exterior wall, or a party wall, which extends the full height of a building and through the roof, and such walls shall be constructed in all respects as provided for party walls. Such walls may be bearing walls or self-supporting only.

Dwelling means a building which shall be intended or designed for or used as the home or residence of not more than two (2) separate and distinct families or households, and in which not more than fifteen (15) rooms shall be used for the accommodation of boarders, and no part of which structure is used as a store or for any business purpose. Two (2) or more such dwellings may be connected on each story and used for boarding purposes, provided the halls and stairs of each house shall be left unaltered and kept open and in use as such.

Exterior wall means every outer wall or vertical enclosure of a building.

Fire wall means all walls built for the purpose of fire resistance, and also applies to that portion of walls above roof surface.

Flats means a building of two (2) or more stories containing separate self-contained dwellings, each dwelling having an independent entrance on the level of the street or from an outside vestibule on the level of the first floor.

Girders in floor construction means all beams that are used for the support of other beams.

Hard terra cotta fireproofing means all clay fireproofing material that is manufactured without sawdust.

Note: Matter cancelled is bracketed "[]" and set in bold face.

Hospital or sanitarium means a building used for the keeping and care of sick, invalids and infirm people, and having accommodation for more than **[five (5)] eight (8)** such people.

Hotel means a building or part thereof intended, designed or used for supplying food and shelter to residents or guests and having a general public dining room or cafe, or both, and containing more than fifteen (15) guests' rooms.

Live load means all weights in a building other than dead loads. Such loads shall include temporary construction, furniture and people.

Lodging house means a building containing more than fifteen (15) rooms in which persons are or may be accommodated with sleeping apartments for hire, by the day, week or month.

Masonry means brick, stone, interlocking hollow tiles, concrete or reinforced concrete construction.

Office building means a building divided into rooms intended and used for office purposes, and no part of which shall be used for living purposes, except by the janitor and his family.

Partition wall means any interior wall other than a division wall.

Party wall means a wall used, or built to be used, in common by two or more buildings.

Portable steam or hot water radiators, wherein gas or electricity is used for producing heat, means any gas or electrically heated heating device, constructed and equipped as required in Section 1493 of Article 45 of this Chapter, wherein self-contained, tightly-enclosed water is used to radiate heat.

Reinforced concrete construction means all rock or gravel concrete used in the construction of posts, beams, lintels, girders, arches, walls and floors in which are strengthened by iron or steel mesh, wires,

cables, bars or shapes embedded in the concrete in such a manner that the two (2) materials act in unison in resisting stresses due to external loads, the steel resisting all tension stresses and assisting in the resistance of shearing stresses.

Repairs means the reconstruction or renewal of any existing part of a building, or of its fixtures or appurtenances by which the strength or the fire risk is not affected or modified.

Retaining wall means all walls constructed for the purpose of holding back or supporting earth.

Semi-porous terra cotta fireproofing means all clay fireproof material having fifty (50%) per cent sawdust measured by volume, mixed with fifty (50%) per cent clay.

Shaft means any open space other than a court, extending through the building for two (2) or more stories, exterior or interior, whether for light, air, elevator, dumb-waiter or any other purposes. A vent shaft is one used solely to ventilate or light, or both, a watercloset compartment or bathroom.

Stair hall means the stairs, stair landings, hallways or passages through which it is customary to pass in going from the entrance to the roof.

Steel frame construction means every metal frame used for the support of a building. The term "steel frame" shall include all the cast and wrought iron, as well as steel, used in the construction.

Story means (for the calculation of the thickness of foundation and size of studding) the vertical distance from floor to ceiling. The minimum height of a story shall be seven and one-half (7½) feet.

Tenement house or apartment house means any building coming within the definition of a tenement house as defined in the State Housing Act.

Terra cotta, when used alone, shall apply to the hand-molded, baked clay material used for architectural decoration and construction of walls.

Theatre means a building which contains seats for the public, and to which an admission fee is charged, and in which movable scenery is used.

Thickness of wall means the minimum thickness of such wall measured between any two (2) floors, or between floor and ceiling or roof.

Ton means two thousand (2,000) pounds.

Warehouse means a building used exclusively for the storage of merchandise.

Yard means an open, unoccupied space on the same lot as the house, between the extreme rear line of the house and the rear line of the lot.

Approved as to form by the City Attorney.

Re-referred to Committee.

Adopted.

The following recommendations of his Honor the Mayor were taken up:

Leave of Absence, Honorable Timothy A. Reardon, Member of the Housing Authority.

(Series of 1939)

Resolution No. 2854, as follows:

Resolved, That, in accordance with the recommendation of His Honor, the Mayor, Honorable Timothy A. Reardon, member of the Housing Authority, be and he is hereby granted a leave of absence

of thirty-seven (37) days, commencing September 9, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Leave of Absence, Honorable Douglas Dacre Stone, Member of
the City Planning Commission.**

(Series of 1939)

Resolution No. 2858, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, Honorable Douglas Dacre Stone, member of the City Planning Commission, be and he is hereby granted a leave of absence of thirty (30) days from and after August 31, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.**

**Closing and Abandoning Carmine Place From Powell Street to
Its Easterly Termination.**

(Series of 1939)

Supervisor Meyer presented:

Resolution No. 2856, as follows:

Whereas, on the 27th day of July, 1942, the Board of Supervisors of the City and County of San Francisco duly adopted Resolution No. 2783 (Series of 1939) being a resolution to close Carmine Place from Powell Street to its Easterly termination, which resolution was approved by the Mayor on the 29th day of July, 1942, said resolution being in words and figures as follows:

**Intention of Closing Carmine Place From Powell Street Easterly
to Its Easterly Termination.**

(Series of 1939)

Resolution No. 2783:

Whereas, the Housing Authority of the City and County of San Francisco has requested that the portion of the public street hereinafter described be closed and abandoned in connection with the development of its Ping Yuen Housing Project; and

Whereas, said Housing Authority is the owner of the lands adjoining both sides of said portion of said street; now, therefore, be it

Resolved, That the public interest requires, and it is the intention of this Board of Supervisors to close and abandon all of Carmine Place situated in the City and County of San Francisco and more particularly described as follows:

*All of Carmine Place from Powell Street easterly to its
easterly termination.*

Said closing and abandonment shall be done and made in the manner and in accordance with Section 107 of the Charter of the City and

County of San Francisco and the General Laws of the State of California.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution, and the Department of Public Works is hereby directed to give notice of said contemplated closing and abandonment of said Carmine Place in the manner provided by law and to cause notice to be published in The San Francisco News, the official newspaper, as required by law.

Adopted—Board of Supervisors, San Francisco, July 27, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl.

Absent: Supervisor Shannon.

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY, Clerk.

Approved, San Francisco, July 29, 1942.

ANGELO J. ROSSI, Mayor.

Whereas, the clerk of the Board did transmit to the Department of Public Works of the City and County of San Francisco, a certified copy of said resolution, and said Department of Public Works did upon receipt of said resolution, cause to be posted in the manner and as required by law, notice of the passage of said resolution and did also cause, in the manner and as required by law, a notice similar in substance, to be published for a period of ten days in The San Francisco News, the official newspaper of the City and County of San Francisco; and

Whereas, the public interest and convenience requires said street closings to be done as specifically described in Resolution No. 2783 (Series of 1939); and

Whereas, the Board of Supervisors has acquired jurisdiction to order said street to be closed and abandoned; now, therefore, be it

Resolved, That said Carmine Place be and is hereby closed and abandoned; be it further

Resolved, That the Clerk of this Board transmit a certified copy of this Resolution to the Department of Public Works and that said Department be instructed to proceed thereafter, as required by law; be it

Further Resolved, That the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a quitclaim deed to the Housing Authority of the City and County of San Francisco covering the land included in said street area.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Requesting Improvement and Modernization of State Highway
No. 208, Lake Chabot Road.**

(Series of 1939)

Supervisor Meyer presented:

Resolution No. 2857, as follows:

Whereas, State Highway No. 208, known as the Lake Chabot Road, is an access road connecting the Sacramento Valley with military properties located at Mare Island, Hamilton Field, Fort Baker and the Presidio of San Francisco, as well as a feeder road to various war

industries located in the bay area and shipbuilding plants located at Napa, Sausalito, San Francisco and South San Francisco; therefore, be it

Resolved, That Rear Admiral W. L. Friedell, Commandant at Mare Island, be requested to take such steps as may lie within his power to have State Highway 208 improved and modernized and to have the connection with U. S. Highway 40 changed so as to have an underpass constructed to eliminate the present danger to automobiles endeavoring to get on or off U. S. Highway 40 from State Highway 208, and that the necessary expenditures and funds be obtained from the federal access road fund.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Requesting Mayor, Through Admiral Greenslade, to Establish a Liaison With Lt. Commander A. R. Mack, U. S. N. Ret., Officer-in-Charge, Recruiting Station in San Francisco, for Purpose of Expediting Program to Swell Ranks of United States Navy and Its Affiliated Units.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2855, as follows:

Whereas, the Naval Recruiting Service for the Twelfth Naval District, in consummation of the plan to provide for the United States of America the greatest naval complement in history, has inaugurated a program under which the assistance of volunteer civilian aides is invoked, for the procurement of enlistments; and

Whereas, as to prospective enlistees from among the populace of San Francisco, this endeavor could undoubtedly be augmented and accomplished more expeditiously, were the facilities and personnel of the municipal government, or such of them as could be beneficially utilized in the work, placed at the disposal of the authorities of the Twelfth Naval District; and

Whereas, the City and County of San Francisco and its municipal personnel are willing and anxious to assist, in every manner possible, in the conduct of the war and to that end would welcome the opportunity to assist the officials of the Twelfth Naval District and the Naval Recruiting Service; now, therefore, be it

Resolved, That through Admiral Greenslade, His Honor Mayor Rossi be and is hereby respectfully requested to establish a liaison with Lt. Commander A. R. Mack, U. S. N. Ret. Officer-in-Charge, of the Navy Recruiting Station in San Francisco, for the purpose of supplementing and expediting, in every manner possible, the program to swell the ranks of the United States Navy and its affiliated units.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Consideration of Reports by Real Estate Association and by Railroad Commission on Properties of Market Street Railway Company.

Supervisor MacPhee announced that reports by the Real Estate Association and by the California Railroad Commission, on properties of the Market Street Railway Company would be presented on Tuesday, September 1, 1942, and copies would be furnished to each member of the Board. The Finance and Public Utilities Committee would meet

on Wednesday, September 2, 1942, at 11:00 a. m., to consider said reports.

Conference with Mayor and Market Street Railroad Company Representatives on Purchase of Market Street Railway Company Properties.

Supervisor MacPhee announced that the Mayor had invited members of the Board to be present in his office on Wednesday, September 2, 1942, at 2:00 p. m., to discuss the proposed purchase of Market Street Railway properties with Mr. Lake, representing holders of bonds of that company.

Excused from Attendance at Board Meeting.

Supervisor Mead, at his own request, was excused from attendance at the Board meeting, September 8, 1942.

**Requesting Mayor to Proclaim September 2, 1942, as
"Henry George Day."**

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Whereas, the followers of Henry George, the great American economist, are celebrating the one hundred and third anniversary of his birth, September second, nineteen hundred and forty two, by banquets, memorial addresses, and exhibits in public libraries, in testimony to his devotion to the cause of human progress and economic freedom as revealed in his epochal work, "Progress and Poverty," and

Whereas, his work and labors were addressed to the relief of society from the specter of involuntary poverty, and to opening of avenues of employment to all persons willing to work; and

Whereas, the City of San Francisco was the home city of Henry George while writing his great work; now, therefore, be it

Resolved, That while not all members of this Board of Supervisors agree with all the economic theories of Henry George, all admire him as a great thinker, writer and economist, and be it further

Resolved, That this Board of Supervisors hereby requests Hon. Angelo J. Rossi, Mayor of the City and County of San Francisco to proclaim Wednesday, September 2, 1942, as "Henry George Day."

Referred to Public Health and Welfare Committee.

**Requesting Police Commission to Give Consideration to Striping
of All Streets in Zone of Restricted Lighting.**

(Series of 1939)

Supervisor Shannon presented:

Resolution No., as follows:

Whereas, the so-called "Dim-Out Ordinance" heretofore enacted by this Board of Supervisors provides, in part, that within areas from which normal automobile headlamps are visible from the sea, no vehicle shall operate during the night hours between sunset and sunrise with more than two lighted driving lamps regardless of the direction of travel, each of such lamps to provide a maximum of not more than 250 beam candlepower; and

Whereas, although it is vitally necessary that such lighting restrictions be observed, the reduced visibility resulting therefrom greatly increases the possibility of motoring accidents in that motorists find it difficult to perceive pedestrians, obstacles in roadways, and even the proper right of way within roadways; and

Whereas, in order to properly safeguard life, limb and property in the zone of restricted lighting, it is imperative that adequate precautions be taken by authorities of the City and County of San Francisco; and

Whereas, it appears that in order to provide proper guidance for motorists operating vehicles in the zone of restricted lighting, it is desirable that a double line be painted along the center line of each and every street in said zone; now, therefore, be it

Resolved, That the Police Commission of the City and County of San Francisco, and its Traffic Bureau, be and they are hereby requested to give consideration to the painting of streets in the zone of restricted lighting, as outlined hereinabove.

Referred to Police Committee.

Sharp Drop in Gas Tax.

Supervisor Brown, under his name on roll call, presented and read the following, from The Municipal Journal of August 28, 1942:

"Sharpest drop in the recent history of California's gasoline tax was reported during the month of July, according to figures announced today by the State Board of Equalization.

"On the basis of taxable sales amounting to 164,007,902 gallons of gasoline, the Board assessed a tax of \$4,920,237.06. This represented a decrease of 14.20 per cent.

In commenting on the foregoing news item, Supervisor Brown suggested that the Board bear in mind that, because of gas rationing, etc., it is possible that our receipts from the gas tax will disappear entirely.

PROPOSED CHARTER AMENDMENTS.

Amending Section 153 of the Charter, Relative to Military Leaves of Absence.

Supervisor Gallagher presented:

CHARTER AMENDMENT LEAVES OF ABSENCE

NOTE: (Additions are indicated by *light face italics*.)

Section 153. Leaves of absence to officers and employees of the city and county shall be governed by rules established by the civil service commission, provided that leave of absence to any officer or employee for the purpose of leaving the city and county, taking a position outside of the city and county service, or accepting a position in some department or office of the city and county other than the one in which he is employed and where the duties are in no way related to the duties covered by his civil service classification, shall be limited to six months; and provided, further, that no limit shall be placed on a leave of absence granted to enable an officer or employee to accept promotion to a non civil service position in the same department in which he holds civil service status, or promotion to co-related work in another department or office of the city and county.

Leaves of absence shall be granted to officers, employees and persons on eligible lists for terms of service *or training in the military or naval forces of the United*

States or other armed forces of the United States of comparable category hereafter created, or in the National Guard of California, or by reason of any other service connected with the national defense, all in response to an order or call of the Government of the United States or of the State of California or an authorized officer thereof, or by reason of service in connection with the operation of any vessel of the Merchant Marine of the United States, in time of war and for such time thereafter as may be provided by rule of the commission, but not to exceed two years after the proclamation of peace, except in the case of disability incurred in the line of duty, when such disability shall extend beyond such period. If a person on such leave has been appointed to a permanent position, he shall be entitled to resume such position at the expiration of his leave, and if any civil service rights accrue to any appointee by reason of seniority, the term of service shall be reckoned a part of his service under the City and County, exclusive of service under the retirement provisions of this charter. If persons on such leave have standing on eligible lists and are reached for certification they shall retain their places thereon, and upon presenting an honorable discharge from such service shall be preferred for appointment in the order of standing upon such register at the time of enlistment and before candidates securing standing through an examination held subsequent to such enlistment.

Whenever any officer or employee of the city and county of San Francisco or any uncertificated officer or employee of the unified school district of said City and County, including persons under probationary appointment, or any person having rank or place on any civil service list of eligibles for appointment to any position under the government of said city and county, or to any uncertificated position under said unified school district, shall by order of the Government of the United States or by lawful order of any of its departments or officers, or by lawful order of the State of California, or any of its departments or officers, be directed in time of peace, to report for service or training in any branch of the military or naval forces of the United States or in the National Guard of the State of California, and shall be inducted into said service, or into any service for national defense or preparedness, or when in time of peace, in response to any call from the Federal or State governments to enlist for service or training in any branch of the military or naval forces of the United States, or in the National Guard of California, shall so enlist, said officer or employee shall be entitled to a leave of absence from his office or position during the time of his enlistment or service and for a period of three months after the expiration thereof.

Employees or eligibles entering or being inducted into said service shall prior thereto, file with the Civil Service Commission a copy of the order requiring such service. If said person so enlisting or serving is on any civil service list of eligibles, he shall maintain his place on said list during the period of said service unless the list shall expire prior thereto, but if his name has been reached for certification to any permanent position during said period of service, and he has filed a copy of the orders requiring such service with the Civil Service Commission as herein provided, he shall be preferred for appointment at the end of his service, a temporary appointment shall be made to said position to serve during the leave of absence of said person whose name is reached for certification, and on expiration of said leave, said person shall be certified for appointment to said position. The

Civil Service Commission shall have full power and authority to make all necessary rules not in conflict with this section, to carry its purposes into effect.

The Civil Service Commission, by rule and subject to the approval of the board of supervisors by ordinance, shall provide for leaves of absence due to illness or disability, which leave or leaves may be cumulative, if not used as authorized, provided that the accumulated unused period of sick leave shall not exceed six months, regardless of length of service, provided further that violation or abuse of the provisions of said rule and ordinance by any officer or employee shall be deemed an act of insubordination and inattention to duties.

Referred to Judiciary, Legislative and Civil Service Committee.

Amending Section 161 of the Charter, Relative to Retirement Status of Employees Absent on Military Leave.

Supervisor Gallagher presented:

CHARTER AMENDMENT

NOTE: (Additions are indicated by *light face italics*.)

Section 161. Continuous service shall be defined by the board of supervisors, but the absence of any officer or employee of the city and county from service caused by reason of the service of such officer or employee in the *armed forces of the United States, state of California, or by service connected with the national defense, all in response to an order or call of the government of the United States or of the state of California or an authorized officer thereof, or by reason of service in connection with the operation of any vessel of the Merchant Marine of the United States*, shall not be deemed to be absence from service for the purposes of the retirement system and such officer or employee shall receive credit under the retirement system, for the period of such absence, in the same manner as if he had not been absent.

Any member of the retirement system who is absent after September 14, 1940, from the service of the city and county, by reason of service or training in the military or naval forces of the United States or other armed forces of the United States of a comparable category hereafter created, or in the national guard of California, or by reason of any other service connected with the national defense, all in response to an order or call of the government of the United States or of the state of California, or an authorized officer thereof, *or by reason of service in connection with the operation of any vessel of the Merchant Marine of the United States*, may elect within four months after the effective date hereof or within four months after the beginning of such absence, to contribute to said retirement system while serving in said forces, and at times and in a manner to be fixed by the retirement board, amounts equal to the contributions which he would have made from the beginning of said absence, or from the date of said election, had he remained on duty in the position he occupied and at the compensation being earned by him immediately prior to the beginning of said absence. The city and county shall contribute to the retirement system on account of any member

who exercises affirmatively the election provided herein, in the same manner and amounts as if said member were not absent in said service. If the member's base pay in said service shall be less than one hundred dollars per month, city and county, in lieu of said member, shall contribute also said amount which the member would otherwise contribute under said election, and said contributions shall be administered as if made by said member.

It is the purpose of the paragraph next preceding, to place a member who is absent from the service of the city and county by reason of service or training as set forth in paragraph next preceding, and who contributes or for whom contributions are made under the election herein provided, in the same status under the retirement system, as that which he would have occupied had he remained on duty in the position he occupied immediately prior to the beginning of said absence and charter and ordinance provisions governing the retirement system, shall apply to said member with like effect as if he were not absent. If, however, a member who exercises affirmatively the election provided herein, shall default in any of the contributions due to the retirement system under said election, and if said contributions are not made for him then he shall be considered absent from service during the period covered by said defaulted contributions, the same as if he had not exercised affirmatively said election, and he shall not receive credit as service for the city and county for the period covered by said defaulted contributions; but the absence during said period of default, shall not break the continuity of service required of such member to entitle him to a pension or retirement allowance, as provided under the retirement system.

Any member of the retirement system who is absent from the service of the city and county by reason of service or training set forth in the second paragraph of this section, and who does not affirmatively exercise election herein provided, shall not receive credit as service for the city and county, for the period of such absence, but the absence shall not break the continuity of service required such member to entitle him to a pension or retirement allowance as provided under the retirement system.

Referred to Judiciary, Legislative and Civil Service Committee.

Amending Section 125 of the Charter, Fixing Compensation for Inspectors

Supervisor Green presented:

CHARTER AMENDMENT SALARIES OF INSPECTORS OF THE SAN FRANCISCO MUNICIPAL RAILWAY

NOTE: (Additions are indicated by *light face italics*.)

The annual salary ordinance will take care of the progressive payments without putting it in the charter.

Amendment to section 125 of the San Francisco charter, regulating salaries of inspectors of the San Francisco municipal railway:

Section 125. Persons employed as platform men or bus operators in the operating department of the municipal railway system shall be subject to the

Following conditions of employment: The basic hours of labor shall be eight hours, to be completed within ten consecutive hours; there shall be one day of rest in each week of seven days; all labor performed in excess of eight hours on any one day, or six days in any one week, shall be paid for at the rate of one and one-half; *the compensation of inspectors, class SI-10, shall be not less than \$200.00 and not more than \$240.00 per month.*

Referred to Joint Finance and Judiciary Committee.

Amending Section 95 of the Charter by Providing That Repair and Maintenance Work May Be Done by City Employees Without Letting Contracts.

Supervisor Mead presented:

CHARTER AMENDMENT

CONTRACTS

PUBLIC WORKS AND PURCHASING CONTRACTS

Describing and setting forth a proposal to the electors of the city and county of San Francisco to amend the charter of said city and county by amending Section 95 thereof by providing that repair and maintenance work may be done by employees of said city and county, without letting contracts.

The Board of Supervisors of the city and county of San Francisco hereby submits to the electors of the city and county of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the charter of said city and county by amending Section 95 thereof so that the same shall read as follows:

"The construction, reconstruction or repair of public buildings, streets, utilities or other public works or improvements, and the purchasing of supplies, materials and equipment, when the expenditure involved in each case shall exceed the sum of one thousand dollars (\$1,000.00), shall be done by contract, except as otherwise provided by this charter. It shall constitute official misconduct to split or divide any public work or improvement or purchase into two or more units for the purpose of evading the contract provisions of this section. In an emergency, provided an actual emergency be declared by the board of supervisors to exist, and when authorized by resolution of said board, any public work or improvement may be executed in the most expeditious manner.

"Any public work or improvement estimated to cost less than one thousand dollars may be performed under contract or written order or by the employment of the necessary labor and purchase of the necessary materials and supplies directly by the city and county. Any public work or improvement executed by the city, other than routine repair work, shall be authorized by the chief administrative officer or by the heads of departments not under the chief administrative officer, only after detailed estimates have been prepared and submitted by the head of the department concerned. There shall be separate accounting for each work or improvement so executed, which accounting shall include all direct, indirect and supervisory elements of cost chargeable to such work or improvement, and each cost accounting shall be reported to the chief administrative officer, or to the

mayor when such work shall have been performed by departments not under the chief administrative officer. All such accounts shall be reported to the controller. Any public work or improvement costing less than one thousand dollars and not performed by the use of city and county labor, materials and supplies shall, if not performed under contract, be covered by written order or agreement which shall be based on not less than three bids, notice of which shall be given by three days' posting. Records of such bids shall be kept by the department.

"When the expenditure for any public work or improvement shall exceed the sum of one thousand dollars, the same shall be done by contract, except as otherwise provided in this charter. The head of the department in charge of or responsible for the work for which a contract is to be let, or the purchaser of supplies in the case of purchases of materials, supplies and equipment, shall let such contract to the lowest reliable and responsible bidder not less than ten days after advertising by publication for two consecutive days for sealed proposals for the work, improvement or purchase contemplated. Each such advertisement shall contain the reservation of the right to reject any and all bids. The officer responsible for the awarding of any such contract shall require from all bidders information concerning their experience and financial qualifications, as provided by general law relative to such investigations authorized by departments of public works.

"The purchaser of supplies with the approval of the chief administrative officer, or the department head concerned with the approval of the board or commission to which he is responsible, may reject any and all bids and readvertise for bids.

"The department head or the purchaser of supplies, as the case may be, shall have power to sign such contract for the estimated expenditures thereunder not in excess of two thousand dollars (\$2,000.00). Any contract involving the expenditure of over two thousand dollars (\$2,000.00), if for the purchase of materials, supplies or equipment, shall require the joint approval of the purchaser of supplies and the chief administrative officer. If such contract is for any public work or improvement, it shall require the joint approval of the department head and the chief administrative officer relative to departments under his jurisdiction, or the signature of the department head and the approval by resolution of the board or commission concerned for departments not under the chief administrative officer.

"The board of supervisors, by ordinance, shall establish procedure whereby appropriate city and county departments may file sealed bids for the execution of any work to be performed under contract. If such bid is the lowest, the contract shall be awarded to the department. Accurate unit costs shall be kept of all direct and indirect charges incurred by the department under any such contract, which unit costs shall be reported to and audited by the controller monthly and on the completion of the work.

"In any case where the lowest gross price or unit cost bid is not accepted, and a contract is entered into with another bidder, written report shall be made to the chief administrative officer, the mayor and the controller by the officer authorized to execute the contract, with the reasons for failure to accept such lowest bid.

"Repair, maintenance, renewal or painting of public buildings, streets, utili-

ties or other public works or improvements may be done by employees of the city and county, without letting contracts, and when so done, the provisions of this section shall not be operative."

Referred to Judiciary, Legislative and Civil Service Committee.

Creating a City and County Public Relations Commission.

Supervisor Mead presented:

CHARTER AMENDMENT

CREATING A PUBLIC RELATIONS COMMISSION

Section There is hereby created a public relations commission, the duties of said commission shall be to protect the rights of any group of residents of the city and county of San Francisco which may be subject to racial discrimination by reason of its color, race or creed, and to deal with special problems to which any such group may be subject by reason of color, race or creed of the members of said group, and to foster the existence and continuance of more harmonious relations of any such group with their fellow citizens of San Francisco, to the end that the members of any such group may have a fuller appreciation of their respective rights and duties and of all American ideals, and thereby dwell in peace and harmony with their fellow citizens.

Said public relations commission shall consist of five members, each of whom shall be a person skilled in the handling of social and inter-racial problems. The members of said commission shall be appointed by the mayor. The first appointments to said commission shall be for one, two, three and four years, respectively, and as each of said appointments shall expire the mayor shall appoint a successor to said person whose terms shall have expired for the full term of four years. The mayor shall also have power to fill any vacancy otherwise occurring in the membership of said commission, such said appointment to be for the unexpired term of the person whose place is to be filled. The members of said commission shall serve without compensation.

Said commission shall appoint an executive director who shall be the executive officer of said commission, and also a secretary of said commission, both of whom shall be exempt from the civil service provisions of the charter. The compensation of each of said persons shall be fixed in accordance with the budgetary and fiscal procedure provided for in the charter. Said commission may appoint such other employees, agents and assistants as may be annually provided for by the budgetary and fiscal procedure set forth in the charter.

All the provisions of Section 19 of the charter not in conflict with this section shall be applicable to said public relations commission.

The board of supervisors may confer on said commission such other and further powers as said board may see fit.

This section shall be effective on and after the 1st day of July, 1943.

Referred to Judiciary, Legislative and Civil Service Committee.

Amending Section 60 of the Charter, by Providing \$3,000 Annually for Independence Day Celebration.

Supervisor Uhl presented:

CHARTER AMENDMENT

POWERS AND DUTIES OF CHIEF ADMINISTRATIVE OFFICER

NOTE: (Additions are indicated by *light face italics*.)

Describing and setting forth a proposal to the electors of the city and county of San Francisco to amend the charter of said city and county by amending section 60 thereof relating to Powers and Duties of Chief Administrative Officer by providing that each year a sum not less than \$3,000 shall be made available from the publicity and advertising fund to be appropriated for the annual Independence Day celebration.

Section 60. The chief administrative officer shall be responsible to the mayor and to the board of supervisors for the administration of all affairs of the city and county that are placed in his charge by the provisions of this charter and by ordinance, and to that end he shall have power and it shall be his duty to exercise supervision and control over all administrative departments which are under his jurisdiction; to appoint the heads of departments under his control and the members of advisory and other boards provided by this charter or by ordinance to be appointed by the chief administrative officer; to prescribe general rules and regulations for the administrative service under his control; to have a voice but no vote in the board of supervisors, with the right to report on or to discuss any matter before the said board concerning the affairs of the departments in his charge; to make such recommendations and propose such measures to the mayor, the board of supervisors or committees thereof, concerning the affairs of the city and county in his charge as he may deem necessary; to coordinate the functioning of the several departments of the city and county charged with powers and duties relating to control of traffic; *to budget and control publicity and advertising expenditures of the city and county; provided, however, that there shall be made available out of such fund each year not less than the sum of \$3,000 to be appropriated for the annual Independence Day celebration.*

The chief administrative officer may designate an officer or an employee in any department under his jurisdiction to exercise the powers and perform the duties of any county office not specifically designated by this charter.

Referred to Judiciary, Legislative and Civil Service Committee.

Declaring Ineligible for Re-election Any Mayor of San Francisco Hereafter Elected, Who Shall Have Served as Such for a Period of Six Years.

Supervisor Shannon presented proposed amendment to charter amendment heretofore referred by the Judiciary Committee for proper drafting, providing that any Mayor of San Francisco hereafter elected, who shall have served as Mayor for a period of six years, shall be ineligible for re-election as Mayor.

Referred to City Attorney.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From San Francisco Police Officers' Association, serving notice that it will submit proposed charter amendment to provide wage adjustments in the Police Department.

Referred to Judiciary, Legislative and Civil Service Committee.

From Recreation Commission, submitting proposed charter amendment, Section 42 of the Charter, to establish and clarify powers of said Commission.

Referred to Judiciary, Legislative and Civil Service Committee.

From The David Scannell Club, Inc., serving notice that charter amendment providing increased salaries for firemen, will be submitted to the Board.

Referred to Judiciary, Legislative and Civil Service Committee.

From S. F. Center of California League of Women Voters, proposing amendments to charter provisions relative to salary standardization.

Referred to Judiciary, Legislative and Civil Service Committee.

From County Supervisors Association, notifying Board that meeting will be held at Hotel Sacramento, Sacramento, September 11, 1942, 10:00 A. M., on subject: "Problem of taking over taxable lands by the Federal Government."

Supervisors MacPhee, Mead, Uhl, Green and Shannon appointed to attend and represent the Board; City Attorney to submit to Board on September 8th, resolution in connection with subject matter.

From his Honor, the Mayor, transmitting proclamation issued by him regarding hospitalization of civilian defense volunteers injured in line of duty.

Referred to Finance Committee.

From his Honor, the Mayor, returning to the Board resolution "requesting U. S. Senate Military Affairs Committee to give consideration to Reber Plan," together with his veto thereof.

Referred to Finance Committee.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5:50 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors September 8, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Tuesday, September 8, 1942
Thursday, September 10, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY
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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

TUESDAY, SEPTEMBER 8, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Tuesday, September 8, 1942,
2 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Mead excused from attendance.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of August 31, 1942, was considered read and approved.

SPECIAL ORDER—2:30 P. M.

The following recommendation of Joint Finance, Public Utilities and Judiciary Committee was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Roncovieri, O'Gara, Green, Shannon.

CHARTER AMENDMENT

STREET RAILWAY ACQUISITION CHARTER AMENDMENT

Section ——. For the purpose of the City and County of San Francisco taking over, acquiring and possessing all or any part of the properties of any street railway company or system, and for the unification, prevention of duplication of operation, and uniformity and standardization of fares and transfers of street railways and street railway systems now operating in the City and County of San Francisco and/or into adjoining counties, and for the standardization in accordance with the provisions of the charter of the wages of employees of all street railway systems now operating in said City and County into adjoining counties and which may be acquired by said City and County, the Public Utilities Commission shall have full power and authority, and it is authorized to enter into such arrangements, agreements and contracts as in this section provided for the purpose of acquiring, taking and operating all or

any part of the properties of any street railway company or system hold an operating permit from the City and County of San Francisco, the amount to be paid for all of said railway systems to be taken or acquired to exceed \$. When any such railway system or the properties thereof are taken over or acquired by said Public Utilities Commission, the same shall be merged with the then existing municipal railway system and shall become a part thereof and shall thereafter be operated therewith as the Municipal Railway of San Francisco.

Any such railway system or systems to be taken or acquired shall be taken and acquired upon such terms and conditions and at such price or price to be recommended by the Public Utilities Commission and approved by the Board of Supervisors. The said purchase price for any such railway system and its properties shall be paid for solely from the receipts and revenues of the Municipal Railway of San Francisco when and after the same has been consolidated as herein provided. Any amount to become due under any agreement for the purchase, taking or acquisition of any such railway system shall not be deemed to be a debt or obligation of the City and County of San Francisco in so far as the incurring of debts and obligations is prohibited by Section 18 of Article XI of the Constitution of California, provided that nothing herein contained shall prevent the City and County of San Francisco from issuing general obligation bonds with the approval of a two-thirds vote of the electors of the City and County of San Francisco or bonds payable wholly out of the revenue of said Municipal Railway as hereinafter provided, the proceeds of which bonds shall be used to pay all or any part of the purchase price which may be due or which might become due under any agreement for the purchase, taking or acquisition of any such railway system or its properties.

Any agreement for the taking, purchase or acquisition of any such railway system hereinbefore referred to when approved by the Board of Supervisors shall be executed by the Public Utilities Commission, and any amount to be paid according to the terms of said agreement may be made payable in installments to become due at such times as may be agreed upon by the Public Utilities Commission with the approval of the Board of Supervisors and the owner or owners of said railway system. Any and all amounts to be paid pursuant to the provisions in such agreement for the taking, purchase or acquisition of any such railway system shall be deemed to be a part of the operating expenses of said Municipal Railway and shall be paid from the revenues thereof pursuant to the provisions of Section 127 of the Charter. Said agreement herein referred to may be amended, changed or modified by the Public Utilities Commission, with the approval of the Board of Supervisors and the consent of the owner or seller of said railway system.

Full power and authority is hereby given to the Public Utilities Commission, with the approval of the Board of Supervisors, to provide in the agreement hereinbefore referred to, for the setting up and maintaining of reserves and funds in accordance with the existing provisions of the Charter from the receipts and revenues of the Municipal Railway as may be necessary to carry out the provisions of said agreement, and to meet all payments to become due according to the terms of said agreement at the times provided therein, and it shall be the duty of said Public Utilities Commission to provide and maintain all such reserves and funds from the receipts and revenues of said Municipal Railway as said agreement shall provide.

All persons employed on the 1st day of August, 1942, in the operating service of any railway system acquired pursuant to the provisions of this section of the charter (and operating service shall include the accounting, office and claims departments of such system) as determined by the Public Utilities Commission to be necessary for the conduct of the Municipal Railway system, shall continue in their respective positions and shall be deemed appointed to such positions in accordance with the civil service provisions of the charter and shall be entitled to all the benefits thereof for the period of time during which the city shall continue to operate said railway system under any agreement entered into for the taking, acquisition or operation of the same. Should the city permanently acquire any such railway system, all such persons employed in the operating service of said railway system at the time the same was taken over by the Public Utilities Commission, pursuant to the provisions of this section, shall become permanent employees of the City and County of San Francisco in the department of the Municipal Railway and shall be entitled to all the benefits of the civil service provisions of this charter. Any of said employees who are taken into the employ of the Municipal Railway shall be subject to the residential qualifications of the charter after said railway system is permanently acquired by the city, but pending the permanent acquisition of said railway system and said properties, said employees shall not be subject to said residential qualifications provided for employees in this charter and if said Public Utilities Commission should not permanently acquire such railway system as provided in this section, then, at that event, all employees taken over for the purpose of operating said system shall cease to be employees of the city and county.

While any agreement entered into between the Public Utilities Commission and the owner of said railway system remains in force and effect, said Public Utilities Commission with the approval of the Board of Supervisors may anticipate the maturity of any installment or amount to be paid pursuant to the provisions of said agreement whenever funds are available for said purpose. The Board of Supervisors, on the recommendation of said Public Utilities Commission, may submit to the electors of the City and County of San Francisco a bond issue for general obligation bonds and, when the same is approved by a two-thirds vote of the electors voting at any election held for said purpose, the proceeds of said bonds shall be used to pay any amount due under said agreement of purchase and acquisition.

In lieu of submitting a proposition for the issuance of general obligation bonds as hereinbefore provided, the Board of Supervisors may submit to the electors of the City and County a proposition to authorize the Public Utilities Commission to issue bonds or other evidences of indebtedness which shall be payable, both as to the principal sum thereof and as to the interest to accrue thereon, wholly from the revenues of the Municipal Railway system. If the proposition to issue said bonds payable wholly from the revenues of said Municipal Railway system shall be approved by a majority of the electors voting on said proposition, the Public Utilities Commission is hereby authorized to issue said bonds payable wholly out of the revenues of said Municipal Railway system in an amount, and on the terms and conditions which shall have been set forth and stated in the proposition submitted to the electors for the issuance of said bonds.

When said bonds are issued and sold the proceeds of said sale shall be used first, to pay any and all amounts which may be unpaid under said agreement of purchase or acquisition entered into pursuant to the provisions of this section, and then such additional amounts as may be provided for in said proposition submitted to the electors for the issuance of said bonds shall be used for the repair, reconstruction, additions and betterments to said Municipal Railway system.

The provisions of this section shall not be deemed authority to issue bonds payable wholly out of revenue except for the purposes in this section provided, and bonds payable out of the Municipal Railway funds shall not exceed \$..... Full power and authority is hereby conferred upon the Board of Supervisors in submitting any proposition to the electors for the issuance of bonds payable wholly from the revenues of said Municipal Railway, to determine the amount of said bonds, not to exceed the sum above specified, and all the terms and conditions thereof, and when the amount of said bonds and the terms and conditions thereof as provided for by said Board of Supervisors, has been approved by a majority of the voters voting on said proposition, the Public Utilities Commission shall have full power to issue and sell said bonds and to use the proceeds of said sale for the purposes provided for in said proposition.

Any time that the Public Utilities Commission fails or neglects to pay an amount which may become due according to the terms of any agreement for the taking, purchase or acquisition of any railway system, the owner of said railway system may terminate said agreement and all amounts paid under and pursuant to the terms of said agreement shall become the property of the company, firm or corporation from which said system had been taken, or from whom it was being acquired, as liquidated damages if said agreement so provides. Provided that said company, firm or corporation shall have no further claim against said Public Utilities Commission or against the City and County for failure to purchase or acquire said railway system in accordance with the terms of said agreement. Provided further, that said company, firm or corporation selling said system or properties, or from whom the same has been taken or acquired, shall give reasonable notice to the Public Utilities Commission of its intention to terminate said agreement by reason of the breach thereof, the period of said notice to be specified in said agreement, and at any time during said period said Public Utilities Commission may complete the purchase of said system or properties in accordance with the terms of said agreement.

When the Public Utilities Commission shall desire to abandon service over any portion of any street railway system taken or acquired pursuant to the provisions of this section, said Commission shall report the abandonment of said service to the Board of Supervisors, stating the reasons therefor, and any person feeling aggrieved by said abandonment of said service may appeal to the Board of Supervisors from the action of said Public Utilities Commission in abandoning said service, and if nine members of said Board of Supervisors shall vote to restore said service, the same shall be restored.

August 31, 1942—Consideration continued until September 8, 1942.

Approved as to form by the City Attorney.

Communication.

The following communication was presented and read by the Clerk:

MARKET STREET RAILWAY COMPANY
San Francisco, California.

September 8, 1942.

To the Honorable Board of Supervisors
of the City and County of San Francisco,
City Hall, Civic Center, San Francisco.

Dear Sirs:

We received your letter dated September 4, 1942, signed by Supervisors Green, Uhl, Shannon, Gallagher, O'Gara, Meyer, MacPhee, Roncovieri and Mead.

Our original views as to the price for the operative properties of the Market Street Railway Company was effectively about \$10,250,000. During the months of negotiation we repeatedly reduced the figure, ultimately deciding, however, that we should not under any consideration go below \$8,500,000. We realized that in negotiation of the size of the Market Street Railway matter the zone of demarcation between what is a good trade and what is a bad one may not be as narrow as \$150,000 and, accordingly, as a result of great pressure from Mayor Rossi, Mr. Cahill and Mr. O'Toole, we agreed to a figure of \$8,350,000, feeling that as a result of that further final reduction we had reached a happy accord and one which everyone at the City Hall and in the City generally would enthusiastically support.

The Board's proposal seems to us an effort to drive an unusually unfair and unjust bargain. It appears to disregard the thoughtfully prepared recommendation of the Railroad Commission of California as well as the valuation by the City's own Controller, both of which amply justifies our attitude as to price, and the approval of the Chamber of Commerce and other civic organizations.

We are unwilling to recommend your proposal to the Company's security holders.

As we have repeatedly stated we are desirous of cooperating in the accomplishment of unification of street railways in San Francisco. We regret the development of the present impasse.

Respectfully yours,

(Sgd.) SAMUEL H. KAHN.
HARRY B. LAKE.

Discussion.

The President, Supervisor Colman, referred the foregoing communication to the Joint Finance and Public Utilities Committee.

Supervisor Brown, however, objected to reference to the Joint Committee, the entire matter now being in the hands of the Committee of the Whole, and moved that the communication be referred to the Committee of the Whole. Motion seconded by Supervisor Shannon.

Amendment to Motion.

Supervisor Uhl moved, as an amendment to the motion, that the communication be filed. Seconded by Supervisor MacPhee.

Supervisor Colman opposed the motion to file. He reported on informal meeting of members of the Board held on Friday, September 4, 1942, at which nine members of the Board had sent letter referred to in the foregoing communication. In this letter the Supervisors had apparently submitted their final offer for the purchase of the Market Street Railway Company properties, thus closing the door to further negotiations. The filing of this communication, he believed, would be

closing the issue, to that he was opposed. The Board, he felt, was thinking too much about the Market Street Railway and not enough about the people of San Francisco. He did not believe the difference between the price \$7,725,000 offered, and the \$8,350,000 at which the company had agreed to sell its properties, was sufficient to constitute grounds for absolute rejection of the offer. The determining price should be, not how much the company's properties can be obtained for, but how much can be given to the people of San Francisco by the purchase and the consolidation of the two railway systems. San Francisco needs the Market Street Railway Company properties, for on the purchase of those properties depends the solution of the transportation problem. In addition to furnishing better transportation, especially during the war emergency, a profit of millions of dollars for San Francisco can be made. The Board of Supervisors, too, he believed, should submit a general obligation bond issue to the people in an amount not to exceed \$8,350,000. After that negotiations can be continued.

Point of Order.

Supervisor Shannon raised, as a point of order, that further discussion of motion to file was out of order, the hour of 2:30 p. m. having arrived.

Thereupon, the foregoing matter was taken up:

Committee of the Whole.

On motion duly made and seconded, the Board resolved itself into a Committee of the Whole, Supervisor Gallagher, who had been previously presiding, at the request of the President, acting as Chairman.

After reading of the proposed Charter amendment by the Clerk, Supervisor Uhl moved that in the first paragraph, line 16, the amount of \$7,725,000 be inserted after the words and sign, "to exceed \$....."

Supervisor Shannon raised the point of order that any motion was out of order while sitting as a Committee of the Whole.

Supervisor Brown, however, pointed out that Supervisor Uhl's motion might be considered as a recommendation of the Committee of the Whole.

The City Attorney, thereupon, pointed out that the proposed amendment was only an enabling act, and he urged the Board not to insert any price therein. The Board will always have the right to fix any price.

Supervisor O'Gara, thereupon, suggested that reference to any price be eliminated from the amendment, but that the proposed charter amendment be amended to provide that in case the Public Utilities Commission and the Board of Supervisors do decide to purchase the railway system, the price therefor shall be ratified by the people at a special election called for that purpose or at some other election.

During the consideration of the proposed charter amendment, and at the hour of 3:00 p. m., the Committee of the Whole arose and reported in order to receive and consider bids for the purchase of tax anticipation notes, in amount of \$3,000,000, details of which will be found elsewhere in the Journal of Proceedings.

Privilege of the Floor.

Following the resumption of consideration of the Street Railway Acquisition Charter Amendment, the Board again resolved itself into a Committee of the Whole, and heard citizens, as follows:

Mr. Carroll Newburg, representing the Central Council of Civic Clubs, urged that in any charter amendment to provide for acquisition of privately-owned railway systems, provision be made for right of

appeal by citizens from any decision of the Public Utilities Commission to abandon service on any street railway line, and that the Board of Supervisors, by eight votes, could overrule any such decision by the Public Utilities Commission.

Mr. George Skaller favored the amendment as presented; he was opposed to inserting any amount therein for the purchase of the Market Street Railway properties.

Mr. Douglass, representing Market Street Railway Company employees, urged that provision be made to retain the present earned seniority of Market Street Railway employees.

Mr. H. S. Foley, representing Municipal Railway employees, opposed the proposal by Mr. Douglass.

Mr. E. P. Troy, on his own behalf, opposed the proposed charter amendment.

Mrs. Annie Scanlon urged that the entire matter be submitted to the people for their decision. She opposed the views of Mr. Foley with regard to seniority of employees of the Market Street Railway Company.

Committee of the Whole Arises.

Supervisor Brown moved that the Committee of the Whole arise and report to the Board.

No objection and so ordered.

Whereupon, the Board reconvened as a Board of Supervisors.

Supervisor Uhl, after discussing briefly the proposed acquisition of the Market Street Railway Company properties, announced his intention to vote "No" on the proposed charter amendment.

Supervisor O'Gara, in discussing the proposed charter amendment, after reporting on the deliberations heretofore had in committee, urged that there be submitted to the people, the following question: "Do you wish to buy the Market Street Railway Company for \$7,725,000?". He predicted that if such question were put on the ballot and the people should vote affirmatively thereon, the officials of the Market Street Railway Company would agree that they were getting a fine price for the railroad. As to the charter amendment, it should be made plain to the people that there is being submitted an enabling act to permit the purchase of the Market Street Railway or any other railway the city and county wish to purchase. In concluding his remarks, Supervisor O'Gara moved that at the election in November, there be put on the ballot the following question: "Do you favor that the people either approve or reject the purchase of the Market Street Railway Company at a price of \$7,725,000?"

The City Attorney, however, suggested that there be included in the charter amendment, language to provide that any action taken by the Board for the purchase of any railroad shall be agreed upon by the Public Utilities Commission and ratified by the members of the Board of Supervisors. That would give any four members of the Board the right to submit the question to the voters. He believed the Board of Supervisors should reserve unto itself the determination as to whether any deal is good. If the Board should be doubtful, the matter could then be presented to the people. As to a modification of agreement, the day might come when the Board would be very anxious to modify an agreement.

Supervisor O'Gara thereupon moved as an amendment to the first paragraph of the proposed charter amendment, that there be inserted in the seventh line from the bottom of the paragraph, after the words "City and County of San Francisco," the words "the total amount to

be paid for any railroad system to be taken or acquired, to be approved by the majority of the electors of the City and County of San Francisco," and that the words "the total amount to be paid for all of said railway systems to be taken or acquired not to exceed \$...."

Motion seconded by Supervisor Gallagher.

Supervisor Brown opposed the motion. He suggested, though, that a definite amount be inserted in the charter amendment which would suffice to buy both privately-owned railway systems in San Francisco.

Supervisor Green opposed the amendment. He believed the entire matter should be taken care of in the one charter amendment.

Supervisor Uhl renewed his motion, made in Committee of the Whole, that the amount of \$7,725,000 be inserted in the charter amendment.

Supervisor Colman opposed Supervisor Uhl's motion, stating that in view of the letter from the Market Street Railway Company, signed by Mr. Kahn and Mr. Lake, it would be idle to offer such an amendment. That price has already been turned down. Supervisor Colman disagreed with the statement that the proposed charter amendment was merely an enabling act. If approved by the people, without any amount set up therein, it would give the City and County the right to buy the Market Street Railway system at any price. As to putting other questions on the ballot, he was opposed. The more issues on the ballot the more confusing the question would be to the voters, and the more non-conclusive the result might be. In addition to the foregoing, Supervisor Colman stated that he still believed the cheapest method of financing the purchase of the Market Street Railway Company properties would be by general obligation bonds. By such financing there would be a saving of one and one-quarter million dollars, he believed. The approval of the charter amendment, as now proposed, would mean a seven-cent carfare. Under general obligation bonds the fares can be determined by the results of the operation. That might mean a six-cent fare. He believed the entire matter should be decided by one question on the ballot. He thereupon requested the City Attorney to draw up proper legislation for the authorization of general obligation bonds for an amount not to exceed \$8,350,000.

Consideration Continued.

Thereupon, Supervisor MacPhee moved that further consideration be continued until Thursday, September 10, 1942, at a recessed meeting of the Board, motion for which would be made later in the day's proceedings.

No objection and so ordered.

SPECIAL ORDER—2:30 P. M.

Consideration Continued.

The following, from Joint Finance and Public Utilities Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

Authorizing Public Utilities Commission to Enter Into Lease With Market Street Railway Company for Acquisition of Its Transportation Facilities, With an Option to Purchase.

(Series of 1939)

Bill No. 1741, Ordinance No., as follows:

Authorizing Public Utilities Commission to enter into lease with Market Street Railway Company for acquisition of its transportation facilities, with an option to purchase.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities Commission, adopted May 25, 1942, the said Commission is hereby authorized and directed to enter into a lease with the Market Street Railway Company which lease shall, among other things, provide for the acquiring of the use of all the operating properties of the said company, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, car barns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

July 6, 1942—Consideration continued until July 20, 1942.

July 20, 1942—Consideration continued until August 3, 1942.

August 3, 1942—Consideration continued until August 17, 1942.

August 17, 1942—Consideration continued until August 31, 1942.

August 31, 1942—Consideration continued until September 8, 1942.

Note: Pursuant to motion made by Supervisor Green on July 20, 1942, the above matter is to be considered by the Board of Supervisors sitting as a Committee of the Whole.

Note: Motion to table, made by Supervisor MacPhee at meeting held August 31, 1942, pending.

Consideration continued along with proposed Street Railway Acquisition Charter Amendment until Thursday, September 10, 1942.

SPECIAL ORDER—3:00 P. M.

Sale of \$3,000,000 of Tax Anticipation Notes.

Sealed bids for the purchase of Tax Anticipation Notes issued by the City and County of San Francisco, pursuant to Ordinance No. 1765 (Series of 1939), in the amount of three million dollars (\$3,000,000) were received by the Board of Supervisors up to the hour of 3 o'clock p. m. on Tuesday, September 8, 1942, and opened by said Board at said time.

The Tax Anticipation Notes are described as follows, to-wit:

Notes in the amount of three million dollars (\$3,000,000) in denominations of ten thousand dollars (\$10,000) each, to be dated as of the day of delivery thereof and to be payable to bearer on December 18, 1942, and issued under authority of Ordinance No. 1765 (Series of 1939) and payable exclusively out of taxes levied by said City and County of San Francisco for the fiscal year 1942-1943 without preference or priority of any one note over any other note. All of said notes shall constitute a first lien and charge against said taxes collected during the half of the fiscal year 1942-1943 in which said money represented by said notes, respectively shall be borrowed and shall be repaid

from the first moneys received from said taxes and before any part thereof is used for any other purpose. Any of said notes not paid at maturity shall nevertheless be paid out of moneys received from the taxes for said fiscal year 1942-1943 irrespective of the date the same shall be so received.

Said notes shall bear interest at the rate or rates not to exceed 6 per cent per annum as shall be named by the bidder, said interest to be paid at maturity of said notes.

The said notes will be sold and awarded to the bidder or bidders offering to purchase the same at the lowest rate or rates of interest computed from the date fixed for the presentation of bids to December 18, 1942. If two or more bidders offer to purchase said notes at the same lowest rate or rates of interest, the Board of Supervisors shall determine which bid shall be accepted. Interest shall be computed on the basis of three hundred sixty-five (365) days per year.

The right is reserved by the Board of Supervisors to reject any or all bids.

All proposals for the purchase of said notes shall be accompanied by a deposit of five (5) per cent of the amount of the bid in lawful money of the United States, or by the deposit of a certified check or cashier's check for said five (5) per cent payable to David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, provided that no deposit need exceed the sum of ten thousand dollars (\$10,000); which deposit of money or check shall be forfeited by the bidder in case he fails to accept and pay for the notes bid for by him if his bid is accepted.

The approval of Messrs. Orrick, Dahlquist, Neff and Herrington, attorneys at law, San Francisco, California, as to the legality of the aforesaid notes will be furnished to the successful bidder or bidders for said notes without cost.

Bid.

The following proposal for the purchase of \$3,000,000 Tax Anticipation Notes, in denomination of \$10,000 each, was received, opened, read by the Clerk and *referred to Finance Committee*:

1. Bank of America N. T. & S. A., American Trust Company, Anglo California National Bank, Bank of America N. T. & S. A. By M. S. Prosser, Assistant Vice-President;

For the \$3,000,000 par value Tax Anticipation Notes of the City and County of San Francisco, as described in your regular printed notice of sale, we hereby bid you par.

The notes above bid for are more particularly described as follows:

\$3,000,000 par value Tax Anticipation Notes of the City and County of San Francisco, California; of the denomination of \$10,000 each; all of said notes to be dated as of the day of delivery thereof and to be payable to bearer on December 18, 1942; to bear interest at the rate of forty-five hundredths of one per centum (.45%) per annum; said interest to be computed on the basis of three hundred and sixty-five (365) days per year and to be paid at maturity of said notes.

Adopted.

Subsequently during the proceedings, the following recommendation of the Finance Committee was taken up:

Sale of \$3,000,000 Tax Anticipation Notes.

(Series of 1939)

Resolution No. 2859, as follows:

Whereas, due notice was given as provided by Ordinance No. 1765 (Series of 1939) that sealed proposals for the purchase of three million

(§3,000,000) dollars Tax Anticipation Notes of the City and County of San Francisco would be received by the Board of Supervisors up to the hour of 3 o'clock p. m. on Tuesday, September 8, 1942, and opened and considered by said Board at said time; and

Whereas, the bid of the Bank of America N. T. & S. A., American Trust Company, Anglo California National Bank, Bank of America N. T. & S. A. By M. S. Prosser, Assistant Vice-President, having been the only bid received; therefore, be it

Resolved, That the bid of Bank of America N. T. & S. A., American Trust Company, Anglo California National Bank, Bank of America N. T. & S. A., by M. S. Prosser, Assistant Vice-President, is hereby accepted, to-wit:

For the \$3,000,000 par value Tax Anticipation Notes of the City and County of San Francisco, California; of the denomination of \$10,000 each; all of said notes to be dated as of the day of delivery thereof and to be payable to bearer on December 18, 1942; to bear interest at the rate of forty-five hundredths of one per centum (.45%) per annum; said interest to be computed on the basis of three hundred and sixty-five (365) days per year and to be paid at maturity of said notes.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Thanking Bidder for Low Interest Rate.

Following the adoption of the foregoing resolution, Supervisor Uhl moved that the Board express its thanks to the bidder for the very low rate of interest at which they had purchased the offered Tax Anticipation Notes.

No objection and so ordered.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Exchange of Land—Jerrold Ave., Upton St., McKinnon Ave.

(Series of 1939)

Bill No. 1854, Ordinance No. 1770, as follows:

Authorizing conveyance of certain land to George Windeler Co., Ltd., in exchange for certain other land required for the widening of City property in use as a spur track right of way.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property in lieu of sale is hereby authorized and directed to arrange for trading to George Windeler Co., Ltd., that certain real property hereinafter described as Parcel "A", in exchange for certain other land hereinafter described as Parcel "B", which parcels are situated in the City and County of San Francisco, State of California:

Parcel "A":

Beginning at a point on the southwesterly line of Jerrold

Avenue, distant thereon 166.59 feet northwesterly from the northwesterly line of Upton Street, said point of beginning being the northeasterly corner of the property of the City and County of San Francisco as acquired by deed recorded March 2, 1928, in Liber 1621 of Official Records at page 188, records of said City and County; thence southwesterly at right angles to Jerrold Avenue on the southeasterly boundary of said property 520 feet; thence at right angles northwesterly 8 inches to a point in a line parallel with and 8 inches at right angles northwesterly from the first course of this description; thence at right angles northeasterly on said parallel line 520 feet to the southwesterly line of Jerrold Avenue; thence at right angles southeasterly on said line of Jerrold Avenue 8 inches to the point of beginning.

Parcel "B":

Beginning at a point at right angles northwesterly 183.59 feet from the northwesterly line of Upton Street and distant at right angles 520 feet southwesterly from the southwesterly line of Jerrold Avenue, said point of beginning being also the southeasterly corner of the property of the City and County of San Francisco as acquired by deed recorded November 3, 1915, in Liber 910 of deeds at page 14, Official Records of City and County; thence southwesterly parallel with and distant 183.59 feet northwesterly from said line of Upton Street and along the northwesterly boundary of the property of the City and County of San Francisco as acquired by deed recorded March 2, 1928, in Liber 1621 of Official Records at page 188, Official Records of said City and County 122.788 feet; thence continuing southwesterly on last mentioned boundary on the arc of a curve to the left with a radius of 296.439 feet, a central angle of $23^{\circ} 17' 29''$ a distance of 120.501 feet to the northeasterly line of McKinnon Avenue; thence deflecting $113^{\circ} 17' 29''$ to the right from the tangent to the preceding curve and running northwesterly on said line of McKinnon Avenue 0.726 feet; thence northeasterly on a curve to the right whose tangent deflects $66^{\circ} 45' 50''$ to the right from the preceding course and which is concentric with and radially distant 8 inches from the second preceding course of this description with a radius of 297.106 feet a central angle of $23^{\circ} 14' 10''$ an arc distance of 120.490 feet; thence continuing northeasterly tangent to the preceding curve parallel with and 8 inches at right angles northwesterly from the first course of this description 122 feet more or less to the southerly boundary of first above mentioned property of the City and County of San Francisco; thence easterly on said southerly boundary 8 inches more or less to the point of beginning.

Section 2. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal to the value of Parcel "B".

Section 3. George Windeler Co., Ltd., shall pay the City and County of San Francisco the sum of \$100.00 to defray the cost of advertising and other incidental expenses in connection with this exchange. Said Company shall also at its own expense do all the necessary relocation of the existing fencing now located on the City's parcel.

Section 4. The Mayor and the Clerk of the Board of Supervisors in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to George Windeler Co., Ltd., or its assignee. The Director of Property is hereby authorized and directed to deliver said deed to George Windeler Co., Ltd., upon receipt of the

necessary deed conveying Parcel "B" to the City and County of San Francisco, and to accept and record the latter deed.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer, City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

**Authorizing Compromise of Claim of Willis W. Lankford for the
Sum of Fifty (\$50.00) Dollars.**

(Series of 1939)

Bill No. 1861, Ordinance No. 1773, as follows:

Authorizing compromise of claim of Willis W. Lankford for the sum of Fifty (\$50.00) Dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended and the Director of Public Works having approved settlement of the action of Willis W. Lankford against the City and County of San Francisco for the recovery of damages and personal injuries sustained on the 6th day of December, 1940, by reason of the alleged defective condition of the sidewalk opposite the premises known as 140 Fourth Street, by the payment of \$50.00 in full settlement of all claims of said Willis W. Lankford, the City Attorney is hereby authorized to settle and obtain a dismissal of said pending action and litigation, Superior Court No. 303,362 by the payment of said sum of \$50.00.

Recommended and approved by the City Attorney.

Recommended and approved by the Department of Public Works.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Appropriating \$7,125, Department of Public Health, for New Positions of Five Operating Room Nurses at \$150.

(Series of 1939)

Bill No. 1862, Ordinance No. 1774, as follows:

Authorizing an appropriation of \$7,125.00 out of the Emergency Reserve Fund to the credit of the Department of Public Health to provide compensation for five P208 Operating Room Nurses at \$150.00 per month at San Francisco Hospital, for the period September 16, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$7,125.00 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following appropriations in amounts indicated.

No. 253.110.02—Permanent Salaries—Nursing\$5,462.50

253.114.00—Maintenance—Permanent 1,662.50

to provide compensation for five P208 Operating Room Nurses at \$150.00 per month for the period September 16, 1942, to June 30, 1943.

Section 2. Five additional positions of P208 Operating Room Nurse at \$150.00 per month are hereby created at the San Francisco Hospital.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Amending Salary Ordinance, Department of Public Health, Adding Five Operating Room Nurses at \$150.

(Series of 1939)

Bill No. 1863, Ordinance No. 1775, as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 60, DEPARTMENT OF PUBLIC HEALTH, SAN FRANCISCO HOSPITAL, by changing Item 85.4 from 3 P208 Operating Room Nurse at \$150 per month to 8 P208 Operating Room Nurse at \$150 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Bill No. 1734, Ordinance No. 1667, Section 60, is hereby amended to read as follows:

**Section 60. DEPARTMENT OF PUBLIC HEALTH—
SAN FRANCISCO HOSPITAL (Continued)**

Item No.	No. of Employees	Class No	Class-Title	Maximum Monthly Rate
68	88	P102	Registered Nurse	\$ 154.50
68.1	3	P102	Registered Nurse	150.50
68.2	18	P102	Registered Nurse	150
68.3	4	P102	Registered Nurse	143
69	10	P102	Registered Nurse	142
70	26	P102	Registered Nurse	135
73		P103	Special Nurse (as needed) at prevailing rates	
74		P103	Special Nurses (Virulent Communicable Diseases and Violent Patients), at prevailing rates)	
75		P103	Special Nurses, Additional Patient \$2 extra (not to exceed \$12)	
76	18	P104	Head Nurse	164.50
77	2	P104	Head Nurse	160.50
77.1	3	P104	Head Nurse	160
77.2	5	P104	Head Nurse	152
77.3	2	P104	Head Nurse	145
78	1	P110	Assistant Superintendent of Nursing	210
79	1	P110	Assistant Superintendent of Nursing	197
80	1	P110	Assistant Superintendent of Nursing	193
80.1	1	P110	Assistant Superintendent of Nursing	184.50
81	1	P122	Director of Institutional Nursing	335.50
82	3	P204	Anaesthetist	179.50
82.1	1	P204	Anaesthetist	178
83	1	P206	Senior Anaesthetist	204.50
84	1	P208	Operating Room Nurse	175

85	8	P208	Operating Room Nurse	168
85.1	2	P208	Operating Room Nurse	167
85.2	5	P208	Operating Room Nurse	163
85.3	1	P208	Operating Room Nurse	157
85.4	8	P208	Operating Room Nurse	150
86	1	P210	Senior Operating Room Nurse	204.50
87	1	P212	Head Nurse, Obstetrical	172
88	1	P214	Head Nurse, Pediatrics	169.50
89	1	P216	Head Nurse, Psychiatric	170
91	1	P304	Instructor of Nursing	185
91.1	1	P304	Instructor of Nursing	165
92	1	P306	Senior Instructor of Nursing	220

PSYCHIATRIC BUILDING

93	1	B408	General Clerk-Stenographer	168
94	2	C152	Watchman	152
95	2		House Officer	60
96	1	L374	Physician in Psychiatry	417
97	1	1 2	Kitchen Helper	118
98	5	I 116	Orderly	123
98.1	2	I 116	Orderly	117
98.2	4	I 116	Orderly	110
99	1	I 204	Porter	123
100	1	P2	Emergency Hospital Steward	165
100.1	1	P2	Emergency Hospital Steward	180
101	1	P2	Emergency Hospital Steward	188
102	1	P2	Emergency Hospital Steward	200
103	1	P102	Registered Nurse	135
104	6	P102	Registered Nurse	154.50
105	1	P102	Registered Nurse	150

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Appropriating \$1,890, Purchasing Department, Creating Position of General Storekeeper at \$180; Abolishing Position of Storekeeper at \$150.

(Series of 1939)

Bill No. 1852, Ordinance No. 1769, as follows:

Appropriating the sum of \$1,575 out of surplus existing in Appropriation No. 233.110.00, and \$315 out of surplus existing in Appropriation No. 233.298.33-1, to the credit of Appropriation No. 233.110.00, creating the position of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department, and providing funds for the compensation therefor for the period August 15, 1942, to June 30, 1943; abolishing position of 1 B352 Storekeeper at \$150 per month in same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,575 is hereby appropriated out of surplus existing in Appropriation No. 233.110.00, and \$315 out of surplus existing in Appropriation No. 233.298.33-1, to the credit of Appropriation No. 233.110.00, to provide funds for the compensation of 1 B354 General Storekeeper at \$180 per month in the Purchasing Department for the period August 15, 1942, to June 30, 1943.

Section 2. The position of 1 B354 General Storekeeper at \$180 per

month in the Purchasing Department is hereby created; the position of 1 B352 Storekeeper at \$150 per month in same department is hereby abolished.

Recommended by the Purchaser of Supplies.

Approved by the Chief Administrative Officer, the Mayor and Civil Service Commission.

Form approved by the City Attorney.

Funds available by the Controller.

August 31, 1942—Re-referred to Finance Committee.

Note: Committee recommends passage, with Supervisor MacPhee dissenting.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Meyer, O'Gara, Roncovieri, Shannon—6.

Noes: Supervisors Brown, MacPhee—2.

Absent: Supervisors Green, Mead, Uhl—3.

Final Passage.

The following recommendation of the Joint Judiciary and Finance Committee, heretofore Passed for Second Reading, was taken up:

Amending Employees Retirement System Provisions of the Municipal Code.

(Series of 1939)

Bill No. 1864, Ordinance No. 1777, as follows:

Amending Article 3, Part I of the San Francisco Municipal Code by amending Subdivision (d) of Section 211, relative to the method for determining credit for service rendered; by amending subdivision (b) of Section 222, relative to persons excluded from retirement benefits, and by amending Section 249 prescribing the City's obligation in connection with contributions to the Retirement Fund.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 211, 222 and 249, Article 3, Part I of the San Francisco Municipal Code, referred to in the title hereof are hereby amended to read as follows:

Sec. 211. Duties of Retirement Board. The management and control of the Retirement System shall be vested in the Retirement Board as provided in Section 159 of the Charter. The Board shall exercise the powers and perform the duties conferred on it by said Charter and by other sections hereof, and in addition thereto:

(a) **Interest on Contributions.** Shall credit contributions of members, of beneficiaries and of the City with interest at the rate of four (4%) per cent per annum, compounded on June 30th of each year, subject to the provisions of subsection (b) of this section. The Board, however, at the end of each fiscal year, may credit to all contributions held in the Retirement Fund at the end of such fiscal year such additional interest as it may deem proper in the light of the earnings on the Retirement Fund during such fiscal year, provided that the total interest credited to contributions during any fiscal year shall not exceed the earnings on the Retirement Fund during that year; and provided, further, that interest at the rate of four (4%) per cent per annum, compounded annually, shall be used in the calculation of benefits under any mortality table adopted by the Board, subject to the provisions of subsection (b) of this section, regardless of any additional interest allowed on contributions under this paragraph.

(b) **Actuarial Data.** Shall keep in convenient form such data as shall be necessary for the actuarial valuation of the Retirement System. As of June 30, 1933, and thereafter at intervals of not to exceed six (6) years, the Board shall make an actuarial investigation into the mortality, service and compensation experience of the members and beneficiaries, and further shall make an actuarial valuation of the assets and liabilities of the Retirement System. From time to time, the Board shall determine the rate of interest being earned on the Retirement Fund. Upon the basis of all or any of such investigation, valuation and determination, the Board shall:

(1) Adopt for the Retirement System such interest rate and such mortality, service and other tables, or any of such items, as shall be deemed necessary;

(2) Make such revision in the rates of contribution under the Retirement System as shall be deemed necessary to comply with Section 232 of this article.

(c) **Additional Records.** In addition to the other records and accounts, shall keep such records and accounts as shall be necessary to show at any time:

(1) The total accumulated contributions of members:

(2) The total accumulated contributions of retired members less the annuity payments made to such members:

(3) The accumulated contributions of the City held for the benefit of members on account of service rendered as members of the Retirement System:

(4) All other accumulated contributions of the City, which shall include the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members. A portion of the accumulated contributions of the City previously held for the benefit of members, excluding persons who are members under Sections 166 and 169 of the Charter, on account of service rendered as members of the Retirement System, equal to the accumulated normal contributions withdrawn by a member, or paid to a beneficiary upon the death of a member or applied to purchase an annuity upon the retirement of a member, shall thereafter be included in the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members. No transfer of accumulated contributions of the City shall be made on account of the withdrawal of accumulated contributions by a person who is a member under Sections 166 or 169 of the Charter, but upon the death or retirement of such a member, accumulated contributions of the City, previously held for the benefit of such member, actuarially equivalent to that portion of the benefit granted to him or to his beneficiary, which is chargeable to service rendered as a member of the Retirement System, shall thereafter be included in the amounts available to meet the obligation of the City on account of benefits that have been granted and on account of prior service of members.

(d) **City-Service Rendered, Determination of.** Shall determine the city-service rendered by members and shall fix and may modify allowances for service and disability and fix other benefits. One (1) year and proportionate parts thereof shall be credited on the basis of not more than two hundred fifty (250) nor less than two hundred twenty (220) days of city-service rendered by per diem employees, on the basis of ten (10) months or more of city-service rendered by monthly employees and on the basis of the receipt of ten-twelfths (10/12) of the annual salary by teachers, but not more than one (1) year shall be credited for all service in any fiscal year. Time during which a member was or shall be absent from city-service without pay shall not be allowed in computing service except as provided in subsection (h) of Section 200 of this Article.

Credit for prior service shall be granted to each member who has

rendered such service as defined herein and who enters the Retirement System on January 8 or 9, 1932, except as provided in Section 227 and Section 256, of this Article, for re-entrants, and except, further, that any such member who has failed to re-deposit accumulated contributions withdrawn by him from the San Francisco City Employees' Retirement System, shall receive credit for such prior service only if, upon being notified by the Retirement Board, he make such re-deposit, in the same manner as provided in Section 227, of this Article, for persons re-entering city-service. However, prior service so credited shall be the basis for a retirement allowance or benefit as provided herein only if membership continues unbroken until retirement on a retirement allowance or until the granting of such other benefit, provided that a termination of membership by the withdrawal of accumulated contributions followed by the re-deposit of such contributions upon re-entrance into city-service shall not constitute a break in membership.

The method heretofore used under the San Francisco City Employees' Retirement System in calculating the amount of city-service to be credited to members, in fixing disability and service retirement allowances and other benefits, in determining effective dates of membership in the Retirement System and in calculating members' contributions to the Retirement System, based on the assumption that teachers, subsequent to first entering into their duties, are in city-service throughout that part of the interims between school terms, during which they have been or shall be paid salary installments, is hereby approved solely for the purposes hereof and regardless of the status of said teachers under the State law. No adjustments affecting teachers under the Retirement System shall be made on the basis of payment of teachers' salaries in other than twelve (12) monthly installments, provided, however, that this paragraph shall not prevent adjustments, prior to termination of membership in the Retirement System, in contributions because of underpayments or overpayments of salary, nor shall it prevent the Retirement Board from modifying the method referred to in the first sentence of this paragraph, in the event that teachers' salaries shall be paid in other than twelve (12) monthly installments, but such modification shall apply only to city-service rendered thereafter.

In determining the credit to be granted for services rendered on a part-time basis, for the purposes of calculating retirement allowances, the service shall be reduced to a full-time basis according to the service required, in the next preceding paragraph, for credit for one year of service. In calculating benefits based on service so determined, compensation earnable shall be taken as the compensation which would be earnable if the employment had been on a full-time basis, and with a compensation derived by multiplying the member's compensation by the ratio of full time to the time he was required by his employment to engage in his duties. In calculating the credit to be granted for service rendered on a part-time basis, for purposes of determining qualification for retirement, the service required in the next preceding paragraph for credit for a year of service shall not be used, but instead, a year of service shall be credited for each year during which the member was employed throughout the year on a part-time basis and was engaged in his duties the full amount of time he was required by his employment to be so engaged. Credit for fractional years shall be granted to the extent of the fraction derived by dividing the time during which the member was engaged in his duties within the year, by the time he was required by his employment to be so engaged.

SEC. 222. Persons Excluded. The following employees shall not be members of the Retirement System:

- (a) Elective officers and members of Boards and Commissions;
- (b) Employees not then already members, certified from Civil Service lists for temporary employment; *provided that such employees*

who complete six (6) months of city service, including service rendered after January 1, 1942, uninterrupted by a break of more than one (1) month, shall not be prevented under this subsection from being members;

(c) Inmates of city institutions who are allowed compensation for such service as they are able to perform;

(d) Persons in city institutions principally for the purpose of training, but who receive compensation;

(e) Persons employed under contract for a definite period and for the performance of specific duties requiring professional or high technical skill;

(f) Employees, not then already members, and not certified from Civil Service lists for permanent employment, serving on a part-time basis or as substitutes; provided that attorneys employed in the office of the City Attorney, District Attorney or Public Defender on monthly compensation, and surgeons employed in the Emergency Hospital Service, Department of Public Health, on a monthly compensation and required to keep regular hours at least every day except holidays in offices maintained by the City shall not be prevented under this subsection from being members;

(g) Any employee on the Hetch Hetchy project, who by ordinance has been excluded from membership in any Retirement System established by the City and County of San Francisco, and who, while so employed, has or shall become a member of such a Retirement System through any change in status occasioned by a transfer or assignment to other employment or by amendment to a retirement law, shall receive credit for service with the City rendered prior to the date he enters the Retirement System, including service as an employee of the Hetch Hetchy project, in the same manner as credit for prior service is granted to other members;

(h) Employees, not then already members, engaged outside the City by the Public Utilities Commission on construction work; provided that employees on such construction work, certified by the Public Utilities Commission as being in a permanent status shall not be prevented under this subsection from being members of the Retirement System;

(i) Persons in city-service on June 28, 1922, who had not at that time affirmatively exercised the option of becoming members of the Retirement System as then provided and whose compensation then equaled or exceeded five hundred (500) dollars per month;

(j) Persons who are or shall be employed in places of employment created by special appropriation to relieve any employment emergency declared by the Board of Supervisors, as set forth in Section 149 of the Charter.

SEC. 249. Guaranty. The payments of the City into the San Francisco City and County Employees' Retirement Fund, as provided in Sections 241 to 247, inclusive, of this Article, are hereby made obligations of the City. There shall be appropriated, in the budget for each fiscal year, such amounts as are necessary to make such payments, less the portions to be paid from the several funds set forth in the said sections, and the amounts so appropriated shall be provided for in the tax levy. Provision shall be made for the payment from the said several funds of such amounts as shall be necessary to meet the obligations of the City under the Retirement System on account of employees whose compensation is or has been paid from such funds.

Funds appropriated annually to the Retirement System, other than from specific fund appropriations, shall first be applied to meet the requirements for fixed charges for current and prior service for the period for which such funds are appropriated, and second shall be

applied to meet the accumulated obligations of the City and County to the Retirement System.

Approved as to form by the City Attorney.

Finally Passed by the following vote.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Final Passage.

The following recommendations of Streets Committee, heretofore Passed for Second Reading, were taken up:

Changing and Establishing Width of Sidewalks on Egbert Avenue Between Phelps and Newhall Streets.

(Series of 1939)

Bill No. 1856, Ordinance No. 1771, as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Three Hundred and Fifty-five (355) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office August 17, 1942, by amending Section Three Hundred and Fifty-five (355) thereof to read as follows:

Section 355. The width of sidewalks on Egbert Avenue between Bay Shore Boulevard and Phelps Street shall be 15 feet.

The width of sidewalks on Egbert Avenue between Phelps Street and Newhall Street shall be the width as shown on that certain map titled, "Map Showing the Location of Street and Curb Lines and the Width of Sidewalks on Egbert Avenue Between Newhall and Phelps Streets."

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer and City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Granting Permission to Kortick Manufacturing Company for Spur Track in Bancroft Avenue.

(Series of 1939)

Bill No. 1857, Ordinance No. 1772, as follows:

Granting permission, revocable at will of the Board of Supervisors, to Kortick Manufacturing Company to construct, operate and maintain a spur track on northeasterly side of Bancroft Avenue southeasterly from Mendell Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to the recommendation of the Director of Public Works, permission, revocable at will of the Board of Supervisors, is hereby granted to Kortick Manufacturing Company to construct, oper-

ate and maintain a spur track, the center line description of which is as follows:

Beginning at a point in the center line of the existing spur track in Mendell Street, said point being distant 108 feet more or less, measured in a southerly direction along center line of said spur track from the intersection of center line of said spur track with the westerly prolongation of the southerly line of Armstrong Avenue; thence in a southeasterly direction along and across Mendell Street to a point on the easterly line of Mendell Street, distant northerly thereon 35 feet more or less from the intersection of said easterly line of Mendell Street with the northerly line of Bancroft Avenue.

Beginning at a point on the northerly line of Bancroft Avenue, distant easterly thereon 45 feet more or less from the intersection of said northerly line of Bancroft Avenue with the easterly line of Mendell Street; thence in southeasterly direction across Bancroft Avenue for a distance of 68 feet more or less to a point distant 9.08 feet more or less measured at right angles in a southerly direction from the northerly line of Bancroft Avenue; thence in a southeasterly direction along Bancroft Avenue and parallel with said northerly line of Bancroft Avenue a distance of 224 feet more or less to end of spur.

Section 2. Said permission is granted subject to the provisions of Sections 555 to 570, Article XI, Chapter X, Part II of the San Francisco Municipal Code and all of the provisions and conditions contained in said sections are hereby made a part of this permit to the same extent as if they were specifically set forth herein.

Section 3. All work shall be done to the satisfaction and in accordance with the requirements of the Department of Public Works, and in accordance with the drawing of the Southern Pacific Company identified as Coast Division Drawing 26018, Sheet No. 1, dated July 23, 1941, and revised August 4, 1942, and with drawing of the Kortick Manufacturing Company titled, "Present Sewer and Future Spur Track Installations," dated January 6, 1942, with revisions. Any interference with the natural drainage must be corrected by permittee to the satisfaction of the City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval Supplemental Recommendations, Public Welfare Department, for September, 1942.

(Series of 1939)

Resolution No. 2860, as follows:

Resolved, That the recommendations of the Public Welfare Department, containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, for the month of September, 1942, including amounts and denials, are hereby approved

and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2861, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905.—Duplicate Tax Fund

1. Mrs. Fern Erlendson, Lots 40/41, Block 7069, second installment, fiscal year 1940-41.....\$ 4.73
2. Home Owners' Loan Corpn., Lot 33, Block 1048, second installment, fiscal year 1941-42..... 41.25
3. Home Owners' Loan Corpn., Lot 26, Block 2394, second installment, fiscal year 1941-42..... 44.42
4. Home Owners' Loan Corpn., Lot 12, Block 3134, second installment, fiscal year 1941-42..... 56.42
5. Home Owners' Loan Corpn., Lot 33, Block 3211, first installment, fiscal year 1941-42..... 29.28
6. Home Owners' Loan Corpn., Lot 26, Block 5890, second installment, fiscal year 1941-42..... 6.17
7. Home Owners' Loan Corpn., Lots 24-25, Block 6709, second installment, fiscal year 1941-42..... 58.46
8. Home Owners' Loan Corpn., Lot 31, Block 6965-A, second installment, fiscal year 1941-42..... 12.95

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Cancellation of Taxes Erroneously Assessed.

(Series of 1939)

Resolution No. 2862, as follows:

Whereas, the Assessor has reported that the following described property, not subject to local taxation, but assessed in error, and the taxes thereon should be cancelled; therefore, be it

Resolved, That with the consent of the City Attorney, the Controller be and he is hereby authorized to cancel the taxes upon the following described property, in accordance with the terms of Section 4986 of the Revenue and Taxation Code:

<i>Fiscal Year</i>	<i>Vol.</i>	<i>Page</i>	<i>Line</i>	<i>Amount</i>
1942-43	2	38	19	\$ 65.94
1942-43	2	38	26	1,099.00
1942-43	5	62	9	5.50

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Authorizing Release of Lien Filed re Indigent Aid—Mabel Scheer.

(Series of 1939)

Resolution No. 2863, as follows:

Whereas, an instrument executed by Mabel Scheer, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, said indigent person on payment of the debt secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by said lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of said lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Resolution Authorizing Leasing of Space in Building at 609 Sutter Street for San Francisco Civilian Defense Council.

(Series of 1939)

Resolution No. 2864, as follows:

Resolved, That the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a Municipal Corporation, as Lessee, be and they are hereby authorized and directed to execute a month to month lease beginning September 15, 1942, with Western Women's Club, a corporation, as Lessor, of Room 408 in the Western Women's Club Building at 609 Sutter Street, San Francisco, California.

The rental shall be \$140 per month payable from such funds as may be appropriated by this Board for said purpose.

The premises are required by the San Francisco Civilian Defense Council. The City Attorney shall approve the form of lease.

Recommended by the Director of the San Francisco Defense Council.

Approved by the Director of Property.

Form approved by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Exempting From the Residential Requirements of the Charter, Class T-26, Ranch School Maintenance Man.

(Series of 1939)

Resolution No. 2865, as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter and on the recommendation of the Chief Probation Officer and the Mayor, and with the approval of the Civil Service Commission, the position of T-26, Ranch School Maintenance Man is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Thanking California Wool Growers Association and Pacific Wool Growers for Selecting San Francisco as the Site for Its Auction Sale to Be Held September 8, 1942; and Recommending That Auctioneer's Licenses and Fees Be Waived for Said Occasion.

(Series of 1939)

Resolution No. 2866, as follows:

Whereas, the Pacific Wool Growers, a non-profit cooperative agricultural marketing affiliate of the California Wool Growers Association, has scheduled a wool auction sale in San Francisco Tuesday, September 8; and

Whereas, this wool auction sale, first of its kind to be held in San Francisco in the city's 90 years of service to the wool industry, should be encouraged to become a permanent annual event here, enhancing the importance of San Francisco as an agricultural service center and bringing new business to our city; and

Whereas, provisions of the Municipal Code relating to auctioneer's licenses and fees constitute an undue burden on one-day, once-a-year auctions of agricultural commodities such as this event; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby thank the California Wood Growers Association and the Pacific Wool Growers for selecting San Francisco as the site of this auction; and be it further

Resolved, That the Board of Supervisors recommends to the Police Commission that the provisions of Section 88, Article 1, Part 3 of the San Francisco Municipal Code, relating to auctioneer's licenses and fees, be waived for the purpose of this wool auction sale.

Privilege of the Floor.

Mr. Wm. Losh of Losh & Lee, on being granted the privilege of the floor, explained the need for the foregoing resolution and urged its adoption.

Adopted.

Whereupon, the roll was called and the foregoing resolution was adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Final Passage.

Appropriating \$240, Department of Public Health, to Adjust Compensation of Two B454 Telephone Operators; an Emergency Ordinance.

(Series of 1939)

Bill No. 1874, Ordinance No. 1776, as follows:

Reappropriating the sum of \$240 in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to adjust compensation of 2 B454 Telephone Operators at San Francisco Hospital, effective July 1, 1942, an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$240 is hereby reappropriated out of Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to provide adjusted compensation for 2 B454 Telephone Operators at \$167 per month at San Francisco Hospital for the period of July 1, 1942, to June 30, 1943.

Section 2. The positions of 2 B454 Telephone Operators at \$167 per month are hereby created at San Francisco Hospital and the positions of 2 B454 Telephone Operators at \$157 per month at San Francisco Hospital are hereby eliminated for the period July 1, 1942, to June 30, 1943.

Section 3. This ordinance shall be retroactive in effect and the appropriation shall be made effective as of July 1, 1942, and the said positions are created as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, declare an actual emergency exists which necessitates this ordinance becoming effective July 1, 1942, to-wit: the uninterrupted operation of the Department of Public Health and to correct a clerical error in the 1942-43 budget and appropriation ordinance which provided funds for 5 B454 Telephone Operators at \$157 per month each in the San Francisco Hospital, whereas funds should have been provided for 3 B454 Telephone Operators at \$157 per month each and 2 B454 Telephone Operators at \$167 per month each.

Recommended by the Director of Public Health.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Brown—1.

Absent: Supervisor Mead—1.

Passed for Second Reading.

Appropriating \$6,000, Department of Public Works, for Purchase of Eight Automobiles.

(Series of 1939)

Bill No. 1875, Ordinance No., as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$6,000 from the surplus existing in the Special Road Improvement Fund to the credit of Appropriation No. 245,400.00 for the purchase of eight used automobiles necessary in the operation of the improvement, repairs and maintenance of streets.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to the credit of Appropriation No. 245,400.00 for the purchase of eight used automobiles necessary in the operation of the improvement, repairs and maintenance of streets.

Section 2. As it is impossible to continue with the rental of privately owned cars on a mileage basis due to the rationing of tires it becomes necessary for the efficient and economical operation of the Department of Public Works to purchase used automobiles.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Appropriating \$8,000, Department of Public Works, for Improvement of El Camino Del Mar.

(Series of 1939)

Bill No. 1876, Ordinance No., as follows:

Authorizing a Supplemental Appropriation Ordinance in the amount of \$8,000 from the unbudgeted balance in the Special Gas Tax Street Improvement Fund to the credit of Appropriation No. 277.979.00, necessary for the improvement of El Camino Del Mar, a Street of Major Importance, from Point Lobos Avenue to a point 400 feet northerly therefrom.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$8,000 is hereby appropriated and set aside from the unbudgeted balance in the Special Gas Tax Street Improvement Fund to the credit of Appropriation No. 277.979.00, necessary for the improvement of El Camino Del Mar, a Street of Major Importance, from Point Lobos Avenue to a point 400 feet northerly therefrom.

Section 2. The Chief Administrative Officer be and is hereby authorized and requested to execute the necessary Project Statement and Memorandum of Agreement covering this improvement and transmit it to the District Engineer, Division of Highways, State Department of Public Works.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Appropriating \$2,025, Department of Public Works; Creating Position of 1 L114 Engineering Chemist at \$225; Abolishing 1 L116 Senior Engineering Chemist at \$300 and 1 L114 Engineering Chemist at \$225.

(Series of 1939)

Bill No. 1877, Ordinance No., as follows:

Appropriating the sum of \$2,025 from the surplus existing in Appropriation No. 240.110.00 to the credit of Appropriation No. 240.110.00, creating the position of 1 L114 Engineering Chemist at \$225 per month in the Bureau of Engineering, Department of Public Works, and providing funds for the compensation therefor from October 1, 1942, to June 30, 1943; abolishing the following positions in the same department: 1 L116 Senior Engineering Chemist at \$300 per month; 1 L114 Engineering Chemist at \$225 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,025 is hereby appropriated and set aside from the surplus existing in Appropriation No. 240.110.00 to the credit

of Appropriation No. 240,110.00 to provide funds for the compensation of 1 L114 Engineering Chemist in the Bureau of Engineering, Department of Public Works, from October 1, 1942, to June 30, 1943.

Section 2. The position of 1 L114 Engineering Chemist at a salary of \$225 per month is hereby created in the Bureau of Engineering, Department of Public Works, Section 45 of the Annual Salary Ordinance. The following positions in the same department are hereby abolished: 1 L116 Senior Engineering Chemist at \$300 per month (Section No. 45, Item No. 35, Annual Salary Ordinance); 1 L114 Engineering Chemist at \$225 per month (Section 46, Item No. 67, Annual Salary Ordinance).

Recommended by the director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Civil Service Commission.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Amending Salary Ordinance, Department of Public Works, Deleting 1 L116 Senior Engineering Chemist at \$300, Adding 1 L114 Engineering Chemist at \$225.

(Series of 1939)

Bill No. 1878, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 45, Department of Public Works—Bureau of Engineering, by changing Item 35 from 1 L116 Senior Engineering Chemist at \$300 per month to 1 L114 Engineering Chemist at \$225 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 45, is hereby amended to read as follows:

**Section 45. DEPARTMENT OF PUBLIC WORKS—
BUREAU OF ENGINEERING**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B222	General Clerk	\$ 250
3	1	B228	Senior Clerk	195.50
4	1	B408	General Clerk-Stenographer	200
4.1	1	B408	General Clerk-Stenographer	175
5	1	B512	General Clerk-Typist	175
5.1	1	B512	General Clerk-Typist	170.50
6	1	F4	Assistant City Engineer	500
7	1	F10	City Engineer	789
8	4	F202	Inspector Public Works Construction.....	225
9	2	F204	Civil Engineering Inspector	250
10	1	F252	Junior Civil Engineering Draftsman.....	192
11	1	F254	Civil Engineering Draftsman	215
11.1	1	F254	Civil Engineering Draftsman	200
12	1	F254	Civil Engineering Draftsman	250
13	1	F256	Cartographer and Art Designer	252.50
14	2	F258	Senior Civil Engineering Draftsman	269.50
14.1	2	F258	Senior Civil Engineering Draftsman	235
15	1	F260	Civil Engineering Designer	375
16	4	F260	Civil Engineering Designer	319.50

17	1	F262	Sanitary Engineering Designer	325
18	1	F270	Chief Engineering Designer	475
20	1	F454	Mechanical Engineering Designer	313
21	1	F502	Engineer of Assessments and Complaints	288
22	1	F506	Engineer of Grades	300
23	2	F510	Engineer of Street Improvement Investiga- tions	300
26	1	F518	Office Engineer	350
27	1	F518	Office Engineer	265
28	1	F552	Structural Draftsman	238
29	1	F604	Surveyor's Field Assistant	250
30	9	F604	Surveyor's Field Assistant	225
31	3	F610	Surveyor	275
33	1	F614	Assistant Chief Surveyor	275
34	1	F616	Chief Surveyor	325
35	1	L114	Engineering Chemist	225

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

**Amending Salary Ordinance, Department of Public Works, Deleting
1 L114 Engineering Chemist at \$225.**

(Series of 1939)

Bill No. 1879, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 46, Department of Public Works—Bureau of Engineering (Interdepartmental), by abolishing Item 67, 1 L114 Engineering Chemist at \$225.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 46 is hereby amended to read as follows:

**Section 46. DEPARTMENT OF PUBLIC WORKS—
BUREAU OF ENGINEERING (Continued)**

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND ISSUE
MONEYS.**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk	\$ 170.50
36.1	1	B228	Senior Clerk	187.50
37	1	B325	Blue Printer	165
38	1	B327	Photostat Operator	225
39	1	B332	Photographer	265
40	1	B408	General Clerk-Stenographer	175
41	1	B408	General Clerk-Stenographer	170
41.1	1	B408	General Clerk-Stenographer	168
41.2	1	B512	General Clerk-Typist	155
42	5	F204	Civil Engineering Inspector	250
43	22	F204	Civil Engineering Inspector	244.50
44	1	F206	Senior Civil Engineering Inspector	275

45	1	F206	Senior Civil Engineering Inspector	267.50
45.1	1	F206	Senior Civil Engineering Inspector	257.50
46	1	F208	Chief Civil Engineering Inspector, Minor Projects	319.50
47	1	F210	Chief Civil Engineering Inspector, Major Projects	400
48	1	F252	Junior Civil Engineering Draftsman	190
48.1	1	F252	Junior Civil Engineering Draftsman	177
48.2	2	F252	Junior Civil Engineering Draftsman	170
49	3	F252	Junior Civil Engineering Draftsman	160
52	1	F254	Civil Engineering Draftsman	237.50
52.1	1	F254	Civil Engineering Draftsman	230
52.2	2	F254	Civil Engineering Draftsman	222.50
52.3	3	F254	Civil Engineering Draftsman	220
52.4	2	F254	Civil Engineering Draftsman	208
52.5	3	F254	Civil Engineering Draftsman	207.50
52.6	2	F254	Civil Engineering Draftsman	200
53	3	F258	Senior Civil Engineering Draftsman	269.50
53.1	1	F258	Senior Civil Engineering Draftsman	257.50
53.2	1	F258	Senior Civil Engineering Draftsman	232.50
53.3	6	F258	Senior Civil Engineering Draftsman	225
54	4	F260	Civil Engineering Designer	319.50
55	1	F260	Civil Engineering Designer	308
56	1	F262	Sanitary Engineering Designer	283
57	1	F262	Sanitary Engineering Designer	309.50
58	1	F354	Electrical Engineering Designer	308
58.1	1	F356	Electrical Engineering Inspector	247.50
58.2	1	F404	Hydraulic Engineering Designer	302
58.3	2	F404	Hydraulic Engineering Designer	300
59	1	F452	Mechanical Draftsman	233
61	1	F454	Mechanical Engineering Designer	307
63	1	F552	Structural Draftsman	238
64	1	F552	Structural Draftsman	235.50
64.1	1	F558	Structural Engineer	339.50
65	7	F604	Surveyor's Field Assistant	225
65.1	1	F604	Surveyor's Field Assistant	200
65.2	3	F604	Surveyor's Field Assistant	175
65.3	1	F610	Surveyor	275
66	2	F610	Surveyor	269.50
66.1	1	F610	Surveyor	250
66.2	1	F666	Assistant Traffic Engineer	225
66.3	1	F664	Traffic Engineer	322
69		A106	Building Inspector	250
71		F102	Architectural Draftsman	200
72		F106	Architectural Designer	250
73		F108	Architect	300
74	1	F352	Electrical Draftsman	200
75		F360	Assistant Electrical Engineer	250
76		F362	Electrical Engineer	300
77		F401	Junior Hydraulic Engineer	175
79		F406	Assistant Hydraulic Engineer	250
80		F408	Hydraulic Engineer	300
80.1		F460	Assistant Mechanical Engineer	250
81		F462	Mechanical Engineer	300
82		F554	Structural Engineering Designer	250
83		F558	Structural Engineer	275
84		B210	Office Assistant	106
85		B4	Bookkeeper	175
86		C152	Watchman	145
88		F351	Junior Electrical Engineer	175
91		M256	Mechanical Inspector	250
92		J 4	Laborer, \$7.60 per day	
95		M252	Machinist's Helper, \$8.40 per day	
96		M254	Machinist, \$11.00 per day	

97 0152 Engineer of Hoisting and Portable Engines,
 \$13.00 per day

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Appropriating the Sum of \$1,993.33 From the Surplus Existing in Appropriation No. 241.110.00, to the Credit of Appropriation No. 241.110.00, Creating the Position of 1 B228 Senior Clerk at \$200 Per Month in the Central Permit Bureau, Deartment of Public Works; providing Funds for Same From September 2, 1942, to June 30, 1943; Abolishing Position of 1 B222 General Clerk at \$200 Per Month in Same Department.

(Series of 1939)

Bill No. 1882, Ordinance No. as follows:

Appropriating the sum of \$1,993.33 from the surplus existing in Appropriation No. 241.110.00, to the credit of Appropriation No. 241.110.00, creating the position of 1 B228 Senior Clerk at \$200 per month in the Central Permit Bureau, Department of Public Works; providing funds for same from September 2, 1942, to June 30, 1943; abolishing position of 1 B222 General Clerk at \$200 per month in same department.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$1,993.33 is hereby appropriated from the surplus existing in Appropriation No. 241.110.00, to the credit of Appropriation No. 241.110.00, to provide funds for the compensation of 1 B228 Senior Clerk at \$200 per month in the Central Permit Bureau, Department of Public Works, from September 2, 1942, to June 30, 1943.

Section 2. The position of 1 B228 Senior Clerk at \$200 per month in the Central Permit Bureau, Department of Public Works, is hereby created; the position of 1 B222 General Clerk at \$200 per month in the same department is hereby abolished.

Section 3. This ordinance is made effective as of September 2, 1942, in order to comply with the action of the Civil Service Commission in reallocating the position of a General Clerk to a Senior Clerk, and to protect a salary made mandatory under the provisions of Section 71 of the Charter.

Recommended by Director, Department of Public Works.

Approved by the Chief Administrative Officer.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Amending Salary Ordinance, Department of Public Works, Deleting 1 General Clerk at \$200; Adding 1 Senior Clerk at \$200.

(Series of 1939)

Bill No. 1880, Ordinance No. as follows:

An amendment to Bill 1734, Ordinance 1667, Section 47, Department

of Public Works—Central Permit Bureau, by changing Item 2 from 1 B222 General Clerk at \$200 to 1 B228 Senior Clerk at \$200 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 47 is hereby amended to read as follows:

**Section 47. DEPARTMENT OF PUBLIC WORKS—
CENTRAL PERMIT BUREAU**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B222	General Clerk	\$ 162.50
2	1	B228	Senior Clerk	200
2.1	1	B228	Senior Clerk	225
3	1	B234	Head Clerk	275
4	1	B512	General Clerk-Typist	175

Section 2. This ordinance is made effective as of September 2, 1942, in order to comply with the action of the Civil Service Commission in reallocating the duties of a General Clerk to a Senior Clerk and to protect a salary made mandatory under the provisions of Section 71 of the Charter.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Authorizing Compromise of Claim of William Shubin and Pauline Shubin for the Sum of \$500.

(Series of 1939)

Bill No. 1872, Ordinance No., as follows:

Authorizing compromise of claim of William Shubin and Pauline Shubin for the sum of \$500.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended and the Department of Public Works having approved the settlement of the Superior Court Action No. 306307—William Shubin and Pauline Shubin—for \$26,030.50, against the City and County of San Francisco for the recovery of damages for personal injuries sustained by reason of the defective condition of the sidewalk on the south side of 16th Street approximately 50 feet east of Bryant Street, by the payment of \$500 in full settlement of all claims of the said William Shubin and Pauline Shubin, said City Attorney is hereby authorized to settle said pending litigation by the payment of said sum of \$500.

Recommended and approved by the City Attorney.

Recommended and approved by the Department of Public Works.

Funds available by the Controller.

August 31, 1942—Re-referred to Finance Committee.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Consideration Postponed.

The following, from Joint Finance and Judiciary Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, O'Gara, Green.

CHARTER AMENDMENT**SALARIES OF CERTAIN EMPLOYEES OF THE SAN FRANCISCO MUNICIPAL RAILWAY**

NOTE: (Additions are indicated by *light face italics*.)

The annual salary ordinance will take care of the progressive payments with putting it in the charter.

Amendment to section 125 of the San Francisco charter, regulating salaries of certain employees of the San Francisco municipal railway:

Section 125. Persons employed as platform men or bus operators in operating department of the municipal railway system shall be subject to following conditions of employment: The basic hours of labor shall be eight hours, to be completed within ten consecutive hours; there shall be one day rest in each week of seven days; all labor performed in excess of eight hours in any one day, or six days in any one week, shall be paid for at the rate of time and one-half; *the compensation of inspectors, class S1-10, shall be not less than \$200.00 and not more than \$240.00 per month; the compensation of day patchers, class S1-20, shall be not less than \$260.00 and not more than \$275.00 per month; the compensation of the Supervisor of Schedules, class S124, shall be not less than \$260.00 per month and not more than \$275.00 per month.*

NOTE: Submitted to the San Francisco Board of Supervisors by Municipal Street Men's Union, Division 518.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration Postponed.

The following, from Joint Finance and Public Utilities Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Roncovieri.

Submitting to Electors an Ordinance Authorizing One-Man Operation of Street Cars by Market Street Railway Company for Duration of Present War Emergency, Except on Cable Cars and on Cars Operated on Market Street.

(Series of 1939)

Resolution No., as follows:

Resolved, That the following ordinance be submitted to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, which said ordinance is in the words and figure following, to-wit:

"Be it ordained by the People of the City and County of San Francisco as follows:

"For the duration of the war now existing between the United States of America and the Axis Powers, the Market Street Railway Company is hereby authorized to operate street railway cars for the transporta-

tion of passengers with a single operator, which said operator shall be over the age of twenty-one (21) years and shall have all the qualifications provided by ordinance for a motorman to operate street railway cars in the City and County of San Francisco. This ordinance shall not apply to cable cars or to cars operated on Market Street.

"An initiative ordinance adopted by the people on the 2nd day of May, 1935, is hereby declared inoperative for the duration of the war now existing between the United States of America and the Axis Powers."

Approved as to form by the City Attorney.

August 31, 1942—Consideration continued until September 8, 1942.

Consideration postponed until Thursday, September 10, 1942.

Consideration Postponed.

The following, from Judiciary, Legislative and Civil Service Committee, without recommendation, was taken up:

Present: Supervisors O'Gara, Green, Shannon.

CHARTER AMENDMENT

HEALTH SERVICE SYSTEM EMPLOYEES SUBJECT TO CIVIL SERVICE AND RETIREMENT PROVISIONS OF CHARTER.

NOTE: Additions are indicated by *light face italic*.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the charter of said City and County by amending Paragraph d, Subdivision 3 of Section 172.1 thereof relating to the Health Service System, so as to require that employees of said system other than the medical director be appointed pursuant to the civil service provisions of the charter, as follows:

Section 172.1:

Subdivision 1. A health service system for municipal employees is hereby established. Said system shall be administered by a board to be known as the Health Service Board. The members of the system shall consist of all employees of the City and County who are members of the retirement system and all teachers and employees of the board of education who are members of said retirement system. Any employee who adheres to the faith or teachings of any recognized religious sect, denomination or organization and, in accordance with its creed, tenets or principles, depends for healing upon prayer in the practice of religion shall be exempted from the system upon filing annually with the Health Service Board an affidavit stating such adherence and dependence and disclaiming any benefits under the system. The board shall have the power to exempt any person whose annual compensation exceeds forty-five hundred (\$4,500.00) dollars and any person who has otherwise provided for adequate medical care.

Subdivision 2. The Health Service Board shall consist of nine members elected by the members of the system. The first members of the board shall classify themselves by lot so that three shall serve for one year, three for two years and three for three years from and after May 15, 1937. Thereafter the term of office shall be three years. The president of the board shall act as the appointing officer under the civil service provisions of this charter for

the appointing, disciplining and removal of such employees as may be authorized by the board. Each member of the board shall give bond in the sum of ten thousand (\$10,000.00) dollars, the premium on which shall be paid out of the funds of the system. Vacancies shall be filled for the unexpired term by a majority vote of the remaining members of the Board. Members of the Board shall be nominated by a written nomination of two members filed with the registrar of voters not earlier than April 1st nor later than April 15th of each year. The registrar of voters shall prepare ballots and shall furnish the same to all members of the system between April 15th and April 25th and shall receive the ballots between April 25th and May 7th and canvass and certify the result on May 8th. The registrar of voters shall have power to make such regulations respecting the form, distribution and canvassing of the ballots as may be necessary to secure secrecy of the ballots and prevent fraud. The persons equal in number to the number to be elected who receive the greatest number of votes shall be declared elected. Not more than one employee of any one department or office may be a member of the Board. For the purpose of the first election, all employees eligible for membership in the system shall be deemed members.

Subdivision 3. The Board shall have power:

(a) By a two-thirds vote of the entire membership of the Board to adopt a plan or plans for rendering medical care to the members of the system, for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs, provided:

1. No member of the system shall be required to accept the services or medical supplies of any physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist or hospital selected by the Board, but, subject to rules and regulations of the Board, every member shall have the right to select, of his own choice, any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care as herein defined, who or which will render the required services pursuant to said rules and regulations, and the Board shall make provision for the exercise of such choice; and is hereby expressly prohibited from entering into any exclusive contract for the rendering of said services;

2. Any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care shall have the right to furnish such services or medical supplies at uniform rates of compensation to be fixed by the Board;

3. Such rates of compensation and any and all proposed contracts respecting the rendering of such services shall be reviewed by the retirement board of the City and County and shall not become effective unless and until approved by the retirement board. The retirement board may approve, refer to the Health Service Board for further consideration, or disapprove any matter or proposal which is within its jurisdiction under the provisions of this section, and it shall act within sixty (60) days after any matter has been submitted to it, and failure of the retirement board to approve, refer or disapprove the same within said period shall constitute an approval.

4. In January of each year, at public hearings, the Health Service Board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation

paid for all services rendered and it may make such revisions therein as it deems equitable. Any such determination or revision shall be subject to review by the retirement board upon an appeal taken within thirty (30) days thereafter by a written petition filed with the retirement board and signed by not less than fifteen per cent. (15%) of the members of the system or by not less than fifteen per cent. (15%) of those of any one of the following groups who have contracted to render services to the members of the system: Physicians and surgeons; persons licensed to treat human diseases without the use of drugs; dentists; nurses; pharmacists; hospitals; other agencies of medical care. A copy of such petition shall also be filed with the Health Service Board at the same time. The retirement board may approve or disapprove such determination or revision of the Health Service Board by a majority of its members or refer the same to the Health Service Board for further consideration. Failure of the retirement board to approve, refer or disapprove such determination or revision within sixty (60) days after filing the petition shall constitute an approval.

5. The Health Service Board shall receive, consider and, within sixty (60) days after receipt, act upon any matter pertaining to the administration, operation or conduct of the health service system submitted to it in writing by any member of the system or any person who has contracted to render medical care to the members of the system.

6. The said retirement board is hereby authorized and empowered and it is hereby made its duty to exercise the powers and to perform the duties prescribed for it by this section.

(b) To put said plans into effect and to conduct and administer the same and, for all or any of said purposes, to contract therefore and use the funds of the system.

(c) To make rules and regulations for the transactions of its business, the granting of exemptions and the admission to the system of persons who are hereby made members thereof and such other officers and employees as may voluntarily become members of the system with the approval of the board.

(d) *To appoint a medical director and such other employees as may be necessary. The compensation of the medical director shall be fixed by the board and he shall hold office at its pleasure. The employees, other than the medical director, shall be subject to the civil service provisions of the charter, provided that all employees who are actually employed or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions and classifications as if appointed thereto after examination and certification from the civil service list of eligibles and shall thereafter be governed by and be subject to the civil service provisions of this charter. Prior to July first in each year the Health Service Board shall fix the compensation of its employees, which compensation shall be the same as the rates of compensation fixed by the Board of Supervisors, under the provisions of Section 151 of this charter, for similar classifications and services in other city and county departments.*

(e) To make provision for the participation in the benefits of the system by the dependents of members, retired municipal employees and temporary municipal employees, provided that such participation shall be without cost to the City and County.

Subdivision 4. The Board shall determine and certify to the Controller the amount to be paid monthly by the members of the system to a fund for the purposes of the system hereby created. The controller shall deduct said sums from the compensation of the members and shall deposit the same with the Treasurer of the City and County to the credit and for the use of the system. Such deductions shall not be deemed to be a reduction of compensation under any provision of this charter. The Board shall have control of the administration and investment of the funds, provided that all investments shall be of the character legal for insurance companies in California. Disbursements from the fund shall be made only upon audit by the Controller and the Controller shall have and exercise the accounting and auditing powers over the funds of the system which are vested in him by this charter with respect to all other municipal boards, officers and commissions.

Subdivision 5. The term "medical care" shall include the services of physicians, surgeons, nurses, persons licensed to treat human diseases without the use of drugs, hospitalization, medicines and appliances, and dental, optical and other medical treatments and services.

All acts performed and services rendered under the provisions of this section shall be performed in accordance with the provisions as to professional conduct prescribed by the statutes of the State of California regulating such professional conduct and services.

Medical care, as defined in this section, shall not be furnished or supplied to any member of the system by or in any of the public health and hospital facilities of the City and County, except that emergency medical and hospital care may be rendered to any member of the system in the usual course of emergency health service.

Subdivision 6. Members of the system shall have and possess no claim or recourse against any of the funds of the municipality by virtue of the adoption or operation of any plan for rendering medical care, indemnifying costs of said care or carrying insurance against such costs, but the claim and recourse of any such member shall be limited solely to the funds of the system. All expenses of the system shall be borne exclusively by the funds of the system and the City and County shall not appropriate or contribute funds in any manner for the purposes of the system hereby established as provided.

Approved as to form by the City Attorney.

August 31, 1942—Consideration continued until September 8, 1942.

Consideration postponed until Thursday, September 10, 1942.

Consideration Postponed.

The following, from Judiciary Committee without recommendation, was taken up:

CHARTER AMENDMENT

POWERS AND DUTIES OF CHIEF ADMINISTRATIVE OFFICER

NOTE: (Additions are indicated by *light face italics*.)

Describing and setting forth a proposal to the electors of the city and county of San Francisco to amend the charter of said city and county by amending section 60 thereof relating to Powers and Duties of Chief Administrative Officer.

trative Officer by providing that each year a sum not less than \$3,000 shall be made available from the publicity and advertising fund to be appropriated for the annual Independence Day celebration.

Section 60. The chief administrative officer shall be responsible to the mayor and to the board of supervisors for the administration of all affairs of the city and county that are placed in his charge by the provisions of this charter and by ordinance, and to that end he shall have power and it shall be his duty to exercise supervision and control over all administrative departments which are under his jurisdiction; to appoint the heads of departments under his control and the members of advisory and other boards provided for by this charter or by ordinance to be appointed by the chief administrative officer; to prescribe general rules and regulations for the administrative service under his control; to have a voice but no vote in the board of supervisors, with the right to report on or to discuss any matter before the said board concerning the affairs of the departments in his charge; to make such commendations and propose such measures to the mayor, the board of supervisors or committees thereof, concerning the affairs of the city and county in his charge as he may deem necessary; to coordinate the functioning of the several departments of the city and county charged with powers and duties relating to control of traffic; *to budget and control publicity and advertising expenditures of the city and county; provided, however, that there shall be made available out of such fund each year not less than the sum of \$3,000 to be appropriated for the annual Independence Day celebration.*

The chief administrative officer may designate an officer or an employee of any department under his jurisdiction to exercise the powers and perform the duties of any county office not specifically designated by this charter.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT

CONTRACTS

PUBLIC WORKS AND PURCHASING CONTRACTS

Describing and setting forth a proposal to the electors of the city and county of San Francisco to amend the charter of said city and county by amending Section 95 thereof by providing that repair and maintenance work may be done by employees of said city and county, without letting contracts.

The Board of Supervisors of the city and county of San Francisco hereby submits to the electors of the city and county of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the charter of said city and county by amending Section 95 thereof so that the same shall read as follows:

'The construction, reconstruction or repair of public buildings, streets, utilities or other public works or improvements, and the purchasing of supplies, materials and equipment, when the expenditure involved in each case shall exceed the sum of one thousand dollars (\$1,000.00), shall be done by contract, except as otherwise provided by this charter. It shall constitute official misconduct to split or divide any public work or improvement or purchase into two or more units for the purpose of evading the contract

provisions of this section. In an emergency, provided an actual emergency be declared by the board of supervisors to exist, and when authorized by resolution of said board, any public work or improvement may be executed in the most expeditious manner.

"Any public work or improvement estimated to cost less than one thousand dollars may be performed under contract or written order or by the employment of the necessary labor and purchase of the necessary materials and supplies directly by the city and county. Any public work or improvement executed by the city, other than routine repair work, shall be authorized by the chief administrative officer or by the heads of departments under the chief administrative officer, only after detailed estimates have been prepared and submitted by the head of the department concerned. There shall be separate accounting for each work or improvement so executed, which accounting shall include all direct, indirect and supervisory elements of cost chargeable to such work or improvement, and each cost accounting shall be reported to the chief administrative officer, or to the mayor when such work shall have been performed by departments not under the chief administrative officer. All such accounts shall be reported to the controller. Any public work or improvement costing less than one thousand dollars and not performed by the use of city and county labor, materials and supplies shall, if not performed under contract, be covered by written order or agreement which shall be based on not less than three bids, not of which shall be given by three days' posting. Records of such bids shall be kept by the department.

"When the expenditure for any public work or improvement shall exceed the sum of one thousand dollars, the same shall be done by contract, except as otherwise provided in this charter. The head of the department in charge of or responsible for the work for which a contract is to be let, or the purchaser of supplies in the case of purchases of materials, supplies and equipment, shall let such contract to the lowest reliable and responsible bidder not less than ten days after advertising by publication for two consecutive days for sealed proposals for the work, improvement or purchase contemplated. Each such advertisement shall contain the reservation of the right to reject any and all bids. The officer responsible for the awarding of any such contract shall require from all bidders information concerning their experience and financial qualifications, as provided by general law relating to such investigations authorized by departments of public works.

"The purchaser of supplies with the approval of the chief administrative officer, or the department head concerned with the approval of the board of supervisors to which he is responsible, may reject any and all bids and re-advertise for bids.

"The department head or the purchaser of supplies, as the case may be, shall have power to sign such contract for the estimated expenditures thereunder not in excess of two thousand dollars (\$2,000.00). Any contract involving the expenditure of over two thousand dollars (\$2,000.00), if for the purchase of materials, supplies or equipment, shall require the joint approval of the purchaser of supplies and the chief administrative officer. If such contract is for any public work or improvement, it shall require the joint approval of the department head and the chief administrative officer relative to departments under his jurisdiction, or the signature of the department

and the approval by resolution of the board or commission concerned or departments not under the chief administrative officer.

"The board of supervisors, by ordinance, shall establish procedure whereby appropriate city and county departments may file sealed bids for the execution of any work to be performed under contract. If such bid is the lowest, the contract shall be awarded to the department. Accurate unit costs shall be kept of all direct and indirect charges incurred by the department under any such contract, which unit costs shall be reported to and audited by the controller monthly and on the completion of the work.

"In any case where the lowest gross price or unit cost bid is not accepted, and a contract is entered into with another bidder, written report shall be made to the chief administrative officer, the mayor and the controller by the officer authorized to execute the contract, with the reasons for failure to accept such lowest bid.

"Repair, maintenance, renewal or painting of public buildings, streets, utilities or other public works or improvements may be done by employees of the city and county, without letting contracts, and when so done, the provisions of this section shall not be operative."

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT

ECONOMIC SURVEYS IN CONNECTION WITH COMPENSATION OF MUNICIPAL EMPLOYEES

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by adding thereto a new section to be designated Section 70.2, requiring the board of Supervisors to make an annual survey of economic conditions with a view to increasing the compensations of municipal employees in accordance herewith.

Section 70.2. In January of each year the board of supervisors shall make inquiry of the appropriate agencies of the governments of the United States and of the State of California as to what increase, if any there has been in the cost of food, clothing, transportation and housing in the city of San Francisco since the date or dates of the latest standardization or fixing of the rates of compensation of city employees. Upon ascertaining any such increases and the rates or percentages thereof the board shall have power and authority to increase the rates of compensation of all employments of the city and county over and above the standardized or fixed rate by a percentage not greater than such ascertained rate or percentage of increase in the cost of food, clothing, transportation and housing. Such increases in the rates of compensation shall be incorporated in the annual budget and annual salary finance.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration Postponed.

The following recommendations of the Judiciary Committee were taken up:

Present: Supervisors O'Gara, Green.

CHARTER AMENDMENT No.**SALVAGE CORPS**

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 38.1 (Salvage Corps) relating to the acquisition and operation by the City and County of San Francisco of the facilities of the Underwriters' Fire Patrol.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by adding Section 38.1 thereto (Salvage Corps), relating to the acquisition and operation by the City and County of San Francisco of the facilities of the Underwriters' Fire Patrol.

Section 38.1. There is hereby created in the San Francisco fire department a division to be known as the salvage corps.

The duties of said salvage corps shall be the protection of property, during the period of any fire and immediately after said fire, from damage by smoke, water or flames. Said salvage corps shall be under the jurisdiction of the fire commission of the city and county of San Francisco. The personnel of said salvage corps shall not be transferred to any other branch or division of the fire department but shall at all times be subject to the orders of the chief engineer of the department in so far as actual service is concerned. The personnel of said salvage corps may be increased in accordance with the fiscal and budgetary procedure provided for in the charter, but members of any other branch or division of said fire department shall not be transferred to said salvage corps except after examination and certification as to eligibility by the civil service commission.

All persons employed in the uniformed force of the corporation known as the Underwriters' Fire Patrol of San Francisco, on the effective date of this amendment and who have been so employed for a period of six months next before the effective date of this amendment shall become members of said salvage corps and shall be deemed appointed as such in accordance with the civil service provisions of the charter and shall thereafter be entitled to all of the benefits thereof. Any person heretofore employed in the uniformed force of said Underwriters' Fire Patrol of San Francisco who has been granted a leave of absence for military purposes and who had been so employed by said Underwriters' Fire Patrol of San Francisco for a period of six months next before the granting of said leave of absence, shall, on the expiration of his said leave, become a member of said salvage corps and also shall be deemed appointed thereto pursuant to the civil service provisions of the charter and entitled to all of the benefits thereof.

All persons who, on the effective date of this amendment, shall be serving as officers in said uniformed force of said Underwriters' Fire Patrol of San Francisco and who have been so serving for a period of six months prior thereto, shall continue to occupy their respective official positions, with the

ception that such persons as may be serving in the position of sergeant shall become lieutenants in said salvage corps and the position of sergeant shall no longer exist.

The officers and members of said salvage corps shall receive respectively the salaries provided for captains, lieutenants and hosemen provided by Section 36 of the charter and for the purpose of determining the salaries of said hosemen, service rendered in the uniformed force of said Underwriters' Fire Patrol of San Francisco shall be deemed as service rendered in the service of the city and county of San Francisco.

Upon the actual taking over of the employees of said Underwriters' Fire Patrol of San Francisco, the members thereof coming into the employment of the city and county of San Francisco shall become members of the San Francisco city and county retirement system and shall be entitled to the benefits thereof and subject to the obligations thereof pursuant to the provisions of Section 165 of the charter.

All employees hereafter added to said salvage corps, including officers appointed thereto, other than those who may have been serving in the uniformed forces of said Underwriters' Fire Patrol of San Francisco and continue in the service of the city and county of San Francisco pursuant to the provisions of this section, shall be appointed and hold their positions subject to the civil service provisions of the charter.

The tours of duty of the members of said salvage corps shall be the same as the tours of duty for other members of the uniformed force of the fire department as the same are set forth in Section 36 of the charter.

The physical and age requirements for future applicants and members of the salvage Corps shall be the same as those applicable to applicants for and regular members of equal rank in the San Francisco Fire Department.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT No.

POLICE DEPARTMENT

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the charter of the City and County of San Francisco by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the said City and County at the general election to be held on the 3rd day of November, 1942, in the said City and County, a proposal to amend, as herein set forth, the charter of said City and County by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, by providing a graduated

scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

Section 35. The police department shall consist of a police commissioner, a chief of police, a police force and such clerks and employees as shall be necessary and appointed pursuant to the provisions of this charter, and shall be under the management of a police commission consisting of three members, who shall be appointed by the mayor, and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock, noon on the fifteenth day of January in the years 1942, 1944 and 1945, respectively. The incumbents serving as members of the commission on the effective date of this amendment shall continue to hold their respective positions, subject to the provisions of the charter, for the remainder of the terms for which they have been respectively appointed.

The police commissioners shall be the successors in office of the police commissioners holding office in the City and County at the time this amendment shall become effective, and shall have all the powers and duties thereof except as in this charter otherwise provided. They shall have power to regulate traffic, including the location and use of traffic control devices for that purpose.

Section 35.1. The police commission shall appoint a chief of police who shall hold office at its pleasure.

Section 35.2. All positions in the police department legally authorized shall be continued, and incumbents therein legally appointed thereto shall be continued as officers and employees of the department under the conditions governing their respective appointments and except as otherwise provided in this charter.

Section 35.3. Each member of the department holding the position of inspector on the effective date of this amendment, and who has held such position for one year continuously prior thereto, is hereby declared permanently appointed thereto. The chief of police may detail from time to time other members of the department for performance of duty in the bureau of inspectors who shall be known as assistant inspectors, and who may be removed from such detail by order of the chief of police. An appointment as an inspector shall not be subject to competitive examination, but in case of vacancy in said rank of inspector, the appointment shall be made by the chief of police from among those assistant inspectors who have been detailed to, and who have actually served with the bureau of inspectors for at least five years prior to such appointment. Inspectors and assistant inspectors shall have the same rights as other members of the department to take competitive examination from their respective civil service ranks. An inspector guilty of any offense or violation of the rules and regulations of the police department shall be subject to punishment as provided in Section 155 of this charter. The chief of police in addition to the inspectors above provided for shall detail any member of the department to serve as inspector of school traffic patrols who shall have the rank and pay of inspector, subject to the provisions of this section.

Section 35.4. Subject to the provisions of Section 20 of this charter gov

ning the appointment and removal of non-civil service appointees, and without competitive examination, the chief of police shall have power to appoint police surgeon; to designate a deputy chief of police, a department secretary, and a director, bureau of special services, from any rank in the department; to designate a director, bureau of criminal information, from among the members of the department having the rank of sergeant or higher; to designate a captain of inspectors, a captain of traffic, and a director, bureau of personnel, from among the members of the department holding rank of lieutenant or higher, and to designate a supervising captain of districts from among the members of the department holding the rank of captain. Provided, that the captain of inspectors, who held said position on the 14th day of April, 1937, and for one year continuously prior thereto, is hereby continued in the said position as if he had been appointed thereto after civil service examination and certification. The department secretary or other suitable member of the department shall be assigned by the chief of police to serve so as secretary to the police commission without extra compensation. The chief of police shall assign a property clerk from among the members of the department, such assignment shall be made at the rank and pay of the member so assigned.

When any member of the department, detailed to any of the positions above mentioned, shall be removed from said detail or position, he shall be returned to his civil service rank and position, unless removed from the department pursuant to the provisions of Section 155 of the charter.

Section 35.5. The police force of the City and County shall not exceed one police officer for each five hundred inhabitants thereof. The annual compensations for the several ranks in the department shall be as follows: Chief of police, \$7,500; deputy chief of police, \$5,700; captain of inspectors, \$5,300; department secretary, \$5,100; captain of traffic, director, bureau of criminal information; director, bureau of personnel and supervising captain of districts, each, \$4,300; captains, \$3,900; lieutenants, and director, bureau of special services, each \$3,300; inspectors, \$3,060; sergeants, \$2,940; police surgeon, \$2,700; criminologist, \$3,900; photographer, \$3,000; police officers, police patrol drivers, and women protective officers, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year and including tenth years of service, \$2,640; for eleventh year of service and thereafter, \$2,700;

The minimum annual compensation for police officers, women protective officers, and police patrol drivers, now members of the department or who shall be appointed from eligible lists established prior to the effective date of this amendment, shall be \$2,520.

In determining years of service necessary for a police officer, women protective officer and police patrol driver to receive the annual compensation sum of \$2,580, \$2,640, and \$2,700, respectively, as provided for herein, services rendered prior to the effective date of this amendment shall be given full credit and allowed.

The absence of any police officer, woman protective officer, or police patrol driver on military leave of absence, as defined by Section 153 of this charter, shall be reckoned a part of his service under the City and County, for the purpose of computing years of service in gaining increased compensation as provided for herein.

Any member assigned to two-wheel motorcycle traffic duty shall receive \$15 per month in addition to the compensation to which he would otherwise be entitled.

Section 35.6. The chief of police may refuse to issue any permit that is subject to police department investigation and issuance, if it shall appear that the character of the business or the applicant requesting such permit does not warrant the issuance thereof, or he may revoke any such permit as soon as it shall appear that the business or calling of the person to whom it was granted is conducted in a disorderly or improper manner, or that the place in which the business is conducted or maintained is not a proper or suitable place in which to conduct or maintain such business or calling.

Section 35.7. In the suppression of any riot, public tumult, disturbance of the public peace or organized resistance against the laws or public authority the chief of police, in the lawful exercise of his functions, shall have all the powers that are now or that may be conferred on the sheriff by the laws of this state.

Section 35.8. The Supervisors shall provide in the annual budget, an amount not to exceed in any one fiscal year the sum of \$10,000 to be known as the contingent fund of the chief of police. The chief of police may from time to time, disburse such sums for contingent expenses of the department as in his judgment shall be for the best interests of the City and County, and the police commission shall allow and order paid out of such contingent fund upon orders signed by the chief of police, such amounts as may be required.

Section 35.9. At his discretion or upon the petition of any person, firm or corporation, the chief of police may appoint, and at his pleasure remove special police officers. Such officers shall be subject to all the rules and regulations of the department.

Section 35.10. The police commission may appoint patrol special officer and for cause may suspend or dismiss said patrol special police officers after a hearing on charges duly filed with the commission and after a fair and impartial trial. Each patrol special police officer shall be at the time of his appointment not less than twenty-one years of age nor more than forty years of age and must possess such physical qualifications as may be required by the commission. Age qualifications shall not apply to present patrol special police officers acting as such at the time of the effective date of this amendment nor to their reappointment. Patrol special police officers who are designated by the police commission as the owners of certain beat or territory as may be fixed from time to time by said commission or the legal heirs or representatives of said owners, may dispose of their interest in said beat or territory to a person of good moral character, approved by the police commission and eligible for appointment as a patrol special police officer.

Section 35.11. On the recommendation of the chief of police, the commission may reward any member of the department for heroic or meritorious conduct. The form or amount of said reward to be discretionary with the commission, but not to exceed one month's salary in any one instance.

Section 35.12. The chief of police shall have power, by regulation, to provide for the care and restitution of property that may come into possession of any officer or employee thereof, and the sale at public auction of all such unclaimed property, as well as the disposition of such property as shall consist

weapons or articles used or that may be used in the commission of crime, the sale or disposition of which is prohibited by law.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT No.

FIRE DEPARTMENT

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rate of pay for members of the Fire Department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rates of pay for members of the Fire Department. Section 36. The fire department shall be under the management of a fire commission, consisting of three members, who shall be appointed by the mayor and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1932, 1933, and 1934, respectively, and the mayor, after the 8th day of January, 1932, shall reorganize the commission to provide for four-year terms of three commissioners, as specified in this section.

The fire commission shall appoint a chief engineer, a secretary and a department physician who shall hold office at its pleasure.

The fire commissioners shall be successors in office of the fire commissioners holding office in the city and county at the time this charter shall go to effect, and shall have all the powers and duties thereof, except as in this charter otherwise provided. The commissioners shall have power, upon commendation of the chief engineer, to send fire boats, apparatus and men outside the City and County of San Francisco for fire fighting purposes.

Positions of officers and employees of the fire department legally authorized shall continue, and incumbents therein legally appointed thereto shall continue as the officers and employees of the department under the conditions governing their respective appointments, and except as in this charter otherwise provided. The annual compensation for the several ranks in the department shall be as follows: chief engineer, \$7,560; first assistant and second assistant chief engineers, \$5,160; battalion chiefs, \$4,560; captains, \$3,360; lieutenants, \$3,180; engineers, \$3,000; chief's operators, \$2,880; drivers, hookers, tillermen, truckmen, and hosemen, for first year of service, \$2,520; for second year of service, \$2,640; and for third year of service and thereafter, \$2,760; pilots of fire boats and marine engineers of fire boats, \$3,420; firemen of fire boats, \$2,820.

Each period of twenty-four hours shall be divided into two tours of duty, to-wit: From eight o'clock a.m. to six o'clock p.m., and from six o'clock p.m. to eight o'clock a.m. The uniformed force of the fire department shall be divided into two platoons, the officers and members assigned to which shall

alternate on the tours of duty at intervals of not more than one week. No officer or member shall be required to remain on duty for more than fourteen consecutive hours, except when changing from one tour of duty to the other or in case of a conflagration requiring the services of more than one-half the force of the department.

On the recommendation of the chief engineer, the commission may reward any member of the department for heroic or meritorious conduct, the form or amount of said award to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief engineer, or in his absence any assistant chief engineer, or in their absence any battalion chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

This amendment shall become effective when ratified by the State Legislature.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT.

LIMITED TENURE APPOINTMENTS.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 145.1, Limited Tenure Appointments, relating to limited tenure appointments in time of war when eligibles from regularly established lists are not available for appointment.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by adding Section 145.1 thereto, Limited Tenure Appointments, relating to limited tenure appointments in time of war when eligibles from regularly established lists are not available for appointment.

Section 145.1. When in time of war declared by the Congress of the United States eligibles are not available for appointment from registers established through the regular examination procedure as provided under Section 145 hereof, the civil service commission may qualify applicants for wartime appointments to entrance positions through informal and non-competitive tests. Such tests and appointments resulting therefrom shall be governed solely by the provisions of this section and by rule of the civil service commission adopted pursuant thereto and the tests shall be adequate in the judgment of the civil service commission to determine the capacity of applicants to perform the duties of the positions to be filled pending creation of lists of eligibles through the regular examination procedure as provided in Section 145 hereof. Appointments made under the provisions of this section shall be designated "limited tenure appointments" and may continue only until registers of eligibles are established through the regular examination procedure pro-

vided in Section 145 hereof but in no event to exceed six months beyond the cessation of hostilities. Applicants who qualify for limited tenure appointments under the provisions of this section shall be appointed to positions in order of priority of filing applications. Limited tenure appointments may be terminated by the appointing officer at any time for lack of work or funds. Limited tenure appointments may be terminated by the appointing officer for good cause at any time with the approval of the civil service commission without reference to the procedures governing removals set forth in Section 154 hereof. Persons serving under limited tenure appointments as in this section provided shall by reason of such service acquire no right or preference to permanent civil service status as defined elsewhere in this charter or by rule of the civil service commission which is conferred on persons completing probationary appointments made from lists of eligibles established through the regular examination procedures provided in Section 145 of the charter.

Non-civil service appointments in the absence of civil service eligibles as provided in Section 149 of this charter shall not be authorized if applicants qualified for limited tenure appointments are available. The civil service commission shall make every effort consistent with current conditions to maintain adequate registers of eligibles established through the regular examination procedure provided in Section 145 hereof. If its annual appropriation is insufficient to meet the cost of the examinations required to establish registers of eligibles through the examination procedures set forth in Section 145 hereof, or to qualify applicants for limited tenure appointments as herein provided, the commission shall report to the mayor the estimated cost thereof and the mayor shall request and the supervisors shall make supplemental appropriations therefor in the manner provided herein for supplemental appropriations.

The civil service commission shall adopt rules to carry out the provisions of this section and to govern the administration of limited tenure appointments.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT

LIMITATION ON CLAIMS FOR DAMAGES

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by amending Section 87 thereof, relating to limitation on claims for damages.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of said City and County at an election to be held on the 3rd day of November, 1942, a proposal to amend Section 87 of the charter, relating to limitation on claims for damages, to read as follows:

Section 87. All claims for damages against the city and county must be presented in writing and filed with the clerk of the board of supervisors within ninety days after the occurrence from which it is claimed the damages have arisen. Such claims must be verified by the oath of the claimant and must contain the name and address of the claimant, the date and place of

the occurrence or injury for which damages are claimed, the nature and amount of said injuries or damages and the items making up said amount; otherwise there shall be no recovery on any such claim or by reason of the said occurrence for which damages are claimed.

The clerk of the board of supervisors, upon receiving such claim for damages, shall forward same to the controller for recordation and transmittal to the city attorney.

All claims for damages against the San Francisco Unified School District must be presented and filed in accordance with and in the manner prescribed by the provisions of the general laws of the State of California and the School Code of the State of California.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT

Amending section 42 to read as follows:

NOTE: (Additions are indicated by *light face italics*.)

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 42 thereof, Recreation Commission, by prescribing the powers and duties of the Recreation Commission.

Section 42. The recreation department shall be under the management of a recreation commission consisting of seven members, five of whom shall be appointed by the mayor, and who shall serve without compensation. Three of the members appointed by the mayor shall be men and two shall be women. The superintendent of schools and the superintendent of parks shall be members of the commission *ex-officio*.

The members of said commission heretofore appointed by the mayor and who shall continue to hold office on the effective date of this section, as amended, shall continue to hold their respective offices for the respective terms for which they have been appointed, and at the expiration of each of said terms the mayor shall fill the vacancies created by the expiration of the term of any member of said commission, and the mayor shall have the authority to fill any vacancy otherwise occurring in said commission.

The recreation commission shall appoint a superintendent, who shall be the chief executive officer of said department, and who shall hold office at the pleasure of the commission.

The commissioners shall have the complete and exclusive control, management and direction of all playgrounds, recreation centers, and all other recreation facilities, now or hereafter placed under charge of the commission, including exclusive right to erect and to superintend the erection of buildings and structures thereon, and to construct new playgrounds and recreation centers, except as in the charter otherwise provided.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT

SUPERINTENDENT OF SCHOOLS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools, for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools and for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

SUPERINTENDENT OF SCHOOLS

Section 136. The superintendent of schools shall be the executive officer of the board of education. He shall be appointed by said board to serve for a term of four years and he shall receive such salary as may be fixed by the board. The incumbent in the office of superintendent on the first day of July, 1942, shall continue to serve at the pleasure of the board.

During his term of office the superintendent may be removed from his office, in this section hereinafter provided, for misconduct or incompetency after charges setting forth the nature and character of said misconduct or incompetency are filed against the said superintendent. Said charges must be in writing and shall be signed by at least two members of the board of education. A copy of said charges, together with a notice of the time and place of the hearing on the same, shall within five days after the filing of the same be served upon the said superintendent. The mailing of a copy of said charges, with notice of time and place of hearing on the same, by United States registered mail, with the proper amount of postage prepaid thereon, addressed to said Superintendent at his last known place of residence, shall be deemed to be a service of said charges as provided for in this section. A public hearing on said charges shall be had by the board of education not less than ten, nor more than twenty, days after the filing of said charges, provided that full power and authority is hereby given to the board of education to continue said hearing from time to time not to exceed sixty days from the commencement thereof, provided that for good cause said board may grant a further continuance on said hearing. The superintendent shall have the right to answer said charges, to appear at the hearing thereof and to be represented by counsel thereat for the purpose of defending himself against said charges. Pending the determination of said charges, the superintendent may be suspended from his office by a majority vote of the board of education, and the board may appoint a qualified person to discharge the duties of said superintendent during the period of suspension. If the board of educa-

tion after hearing said charges shall by a two-thirds vote of all the member determine that said charges have been sustained, it may by the same vote remove said superintendent from his office. No member of the board shall be entitled to vote on the removal of said superintendent unless he or she has been present at the entire hearing of such charges, provided that any member of the board who has not been present may vote for the removal of the superintendent, if such member has read a transcript of all the testimony taken on said hearing during his absence therefrom, and shall file with the board an affidavit to this effect. If said charges are not sustained by a two-thirds vote of all the members of said board, or if after said charges are sustained, the superintendent is not removed from office as a result thereof, said superintendent shall be reinstated in his position and shall be allowed his salary for the time that he has been under suspension, together with the costs of defending himself against said charges, including a reasonable fee for his attorney to be fixed and allowed by the board. If the charges are sustained, and as a result thereof said superintendent is removed from office, no further salary shall be allowed to said superintendent from the date of his suspension. In the hearing and determination of said charges filed against said superintendent, the judgment of said board of education shall be final, unless in determining the sufficiency of said charges said board of education commits a clear abuse of discretion.

The superintendent shall have the powers and duties specified by the charter for department heads, in addition to such powers and duties as are fixed by general law.

The positions of superintendent and deputy superintendent shall be held only by persons of expert or technical training, but shall not be subject to any provisions of this charter prescribing a residence qualification for officers or appointees, provided, however, that during their incumbency appointees to such positions shall reside in the city and county, and in case any appointee shall fail so to do, his appointment shall at once be revoked by the board.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Note: The two following Charter Amendments are to be submitted as one measure.

CHARTER AMENDMENT

LEAVES OF ABSENCE

Section 153. Leaves of absence to officers and employees of the city and county shall be governed by rules established by the civil service commission, provided that leave of absence to any officer or employee for the purpose of leaving the city and county, taking a position outside of the city and county, service, or accepting a position in some department or office of the city and county other than the one in which he is employed and where the duties are in no way related to the duties covered by his civil service classification, shall be limited to six months; and provided, further, that no limit shall be placed on a leave of absence granted to enable an officer or employee to accept promotion to a non civil service position in the same department in which he

olds civil service status, or promotion to co-related work in another department or office of the city and county.

Leaves of absence shall be granted to officers and employees of the city and county of San Francisco, including persons on lists of eligibles for appointment and persons under probationary appointment and including non-certificated officers and employees of the San Francisco Unified School District as well as those persons under probationary appointment therein, for terms of service in the armed forces of the United States or the State of California or by reason of service in the Merchant Marine of the United States, in time of war and for such time thereafter as may be provided by the Board of the Civil Service Commission but not to exceed two years after the proclamation of peace, except in case of disability incurred in the line of duty and continuing beyond such period. In addition to such leaves and on the recommendation of the Civil Service Commission, the Board of Supervisors, by a three-fourths vote, may provide by ordinance that leaves of absence shall be granted to officers and employees of the city and county of San Francisco, including persons on lists of eligibles who have been reached for certification and persons under probationary appointment and including non-certificated officers and employees of the San Francisco Unified School District as well as those persons under probationary appointment therein, for service in connection with the war effort other than those services enumerated above. If a person on such leave has been appointed to a permanent position, he shall be entitled to resume such position at the expiration of his leave, and if any civil service rights accrue to any appointee by reason of seniority, the term of service shall be reckoned a part of his service under the city and county, exclusive of service under the retirement provisions of its charter. If persons on such leave have standing on eligible lists and are reached for certification they shall retain their places thereon, and upon presenting an honorable discharge from such service shall be preferred for appointment in the order of standing upon such register at the time of enlistment and before candidates securing standing through an examination held subsequent to such enlistment. The provisions of this paragraph shall apply to all persons granted leaves of absence since December 7, 1941, for service in the armed forces of the United States and the State of California and the Merchant Marine of the United States.

Whenever any officer or employee of the city and county of San Francisco, any uncertificated officer or employee of the unified school district of said city and county, including persons under probationary appointment, or any person having rank or place on any civil service list of eligibles for appointment to any position under the government of said city and county, or to any uncertificated position under said unified school district, shall by order of the Government of the United States or by lawful order of any of its departments or officers, or by lawful order of the State of California, or any of its departments or officers, be directed in time of peace, to report for service or training in any branch of the military or naval forces of the United States, in the National Guard of the State of California, and shall be inducted into said service, or into any service for national defense or preparedness, or who, in time of peace, in response to any call from the Federal or State governments to enlist for service or training in any branch of the military or naval forces of the United States, or in the National Guard of California, shall so

enlist, said officer or employee shall be entitled to a leave of absence from his office or position during the time of his enlistment or service and for a period of three months after the expiration thereof.

Employees or eligibles entering or being inducted into said service shall prior thereto, file with the Civil Service Commission a copy of the order requiring such service. If said person so enlisting or serving is on an existing civil service list of eligibles, he shall maintain his place on said list during the period of said service unless the list shall expire prior thereto, but if his name has been reached for certification to any permanent position during said period of service, and he has filed a copy of the orders requiring such service with the Civil Service Commission as herein provided, he shall be preferred for appointment at the end of his service, a temporary appointment shall be made to said position to serve during the leave of absence of said person whose name is reached for certification, and on expiration of said leave, said person shall be certified for appointment to said position. The Civil Service Commission shall have full power and authority to make all necessary rules not in conflict with this section, to carry its purposes into effect.

The Civil Service Commission, by rule and subject to the approval of the board of supervisors by ordinance, shall provide for leaves of absence due to illness or disability, which leave or leaves may be cumulative, if not used as authorized, provided that the accumulated unused period of sick leave shall not exceed six months, regardless of length of service, provided further that violation or abuse of the provisions of said rule and ordinance by any officer or employee shall be deemed an act of insubordination and inattention to duties.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

CHARTER AMENDMENT

Section 161. Continuous service shall be defined by the board of supervisors but the absence of any officer or employee of the city and county from service caused by reason of the service of such officer or employee in the military or naval forces of the United States in any war in which the United States has engaged, shall not be deemed to be absence from service for the purposes of the retirement system and such officer or employee shall receive credit under the retirement system, for the period of such absence, in the same manner as if he had not been absent.

Any member of the retirement system who is absent after September 14, 1940 from the service of the city and county, by reason of service or training in the armed forces of the United States, or the State of California; the Merchant Marine of the United States, or any service connected with the war effort for which leaves of absence shall be authorized pursuant to Section 153 of the charter, or any such member who is absent after September 14, 1940, from the service of the city and county, by reason of a mandatory order of the government of the United States or the State of California, may elect within four months after the effective date hereof or within four months after the beginning of such absence, to contribute to said retirement system while serving in said forces, and at times and in a manner to be fixed by the

retirement board, amounts equal to the contributions which he would have been required to make from the beginning of said absence, or from the date of said election, had he remained on duty in the position he occupied and at the compensation being earned by him immediately prior to the beginning of said absence. The city and county shall contribute to the retirement system on account of any member who exercises affirmatively the election provided herein, in the same manner and amounts as if said member were not absent from said service. If the member's base pay in said service shall be less than one hundred dollars per month, city and county, in lieu of said member, shall contribute also said amount which the member would otherwise contribute under said election, and said contributions shall be administered as if made by said member.

It is the purpose of the paragraph next preceding, to place a member who is absent from the service of the city and county by reason of service or training as set forth in paragraph next preceding, and who contributes or for whom contributions are made under the election herein provided, in the same status under the retirement system, as that which he would have occupied had he remained on duty in the position he occupied immediately prior to the beginning of said absence and charter and ordinance provisions governing the retirement system, shall apply to said member with like effect as if he were not absent. If, however, a member who exercises affirmatively the election provided herein, shall default in any of the contributions due to the retirement system under said election, and if said contributions are not made for him, then he shall be considered absent from service during the period covered by said defaulted contributions, the same as if he had not exercised affirmatively said election, and he shall not receive credit as service for the city and county, for the period covered by said defaulted contributions; but the absence during said period of default, shall not break the continuity of service required of such member to entitle him to a pension or retirement allowance, as provided under the retirement system.

Any member of the retirement system who is absent from the service of the city and county by reason of service or training set forth in the second paragraph of this section, and who does not affirmatively exercise election herein provided, shall not receive credit as service for the city and county, for the period of such absence, but the absence shall not break the continuity of service required such member to entitle him to a pension or retirement allowance as provided under the retirement system.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Re-reference to Committee.

The following recommendation of Police Committee was taken up:

Present: Supervisors Gallagher, Green.

Making the "Dollar Flat Rate" for Taxicabs Permissive Rather Than Compulsory for the Duration of the War.

(Series of 1939)

Bill No. 1881, Ordinance No., as follows:

Amending Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs"

by making the dollar flat rate for a continuous point to point trip of three (3) miles or over within the City limits permissive rather than compulsory as at present for the duration of the war.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs" is hereby amended to read as follows:

Section 1135. *Rates for Taxicabs.* No person, firm or corporation owning, operating or controlling any motor vehicle operated as a taxicab shall charge other fares than in this section provided:

Note: Matter cancelled is bracketed "[]" and set in bold face.

The rate of fare is Twenty-five (25c) Cents for the first one-third (1/3) mile or "flag"; Ten (10c) Cents for each additional two-fifths (2/5ths) miles; Ten (10c) Cents for each two and one-half (2½) minutes waiting time at the request of the patron; provided, however, that on a continuous point to point trip of three (3) miles or over within the city limits, the charge [shall] *may* be One Dollar (\$1.00).

Discussion.

Supervisor Gallagher announced that in committee no opposition to the proposed legislation was expressed. However, opposition has subsequently arisen, and he suggested that the Board might re-refer the matter to committee in order that the chauffeurs can go on record in committee. Supervisor Mead, stated Supervisor Gallagher, has requested re-reference to committee.

Mr. Lloyd S. Ackerman, attorney, representing the Yellow Cab Company and Associated Taxicab Operators, opposed re-reference to committee. The cab operators, he stated, regard this matter as one of great public urgency, and one that has a direct relation to public defense and conduct of the war. Due to difficulty in obtaining men and because of the rubber shortage, it is absolutely necessary to conserve transportation facilities and to discourage unnecessary luxury services.

Thereupon, on motion by Supervisor Gallagher, no objection being made, the foregoing bill was *re-referred to Police Committee.*

Adopted.

The following recommendations of Streets Committee were taken up:

Present: Supervisors Meyer, Gallagher.

Approving Map Showing the Opening of O'Shaughnessy Blvd. From Portola Drive to Bosworth St.; the Widening of Bosworth St. From O'Shaughnessy Blvd. to a Point N/W of Elk St.; Extension of Del Vale Ave. and the Realignment of Evelyn Way; Also Changing Names of Intersection Streets to O'Shaughnessy Blvd.

(Series of 1939)

Resolution No. 2867, as follows:

Resolved, That the certain map entitled, "Map showing the opening of O'Shaughnessy Blvd. from Portola Drive to Bosworth St.; also the widening of Bosworth St. from O'Shaughnessy Blvd. to a point 142.192 feet northwest of Elk St.; also the extension of Del Vale Avenue to O'Shaughnessy Blvd. and the realignment of Evelyn Way between O'Shaughnessy Blvd. and Teresita Blvd." composed of six sheets, approved the 26th day of August, 1942, by Director of Public Works Order No. 18494 be and is hereby approved and made official, and parcels numbered 1 to 23 inclusive and 25 and 26, shown thereon, are

hereby declared to be open public streets dedicated to public use to be known by the names as shown on said map.

Further Resolved, That the names of the portion of Stanford Heights Avenue, Duncan Street, Twenty-eighth Street, Valley Street, Kenyon Avenue, Twenty-ninth Street, LaPlace Avenue, Day Street, Thirtieth Street, Clarkson Street, Burnett Avenue, Thirty-first Street, Thirty-second Street, Drainage Way, and Sussex Street, where crossed by said O'Shaughnessy Boulevard, be and the same are hereby changed and to be known as O'Shaughnessy Boulevard.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer and City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

**Approving Map Showing the Widening of San Bruno Avenue,
Third Street and Campbell Avenue.**

(Series of 1939)

Resolution No. 2868, as follows:

Resolved, That the certain map entitled, "Map showing the widening of San Bruno Avenue, Third Street and Campbell Avenue" composed of one sheet, approved the 26th day of August, 1942, by Director of Public Works Order No. 18493, be, and is hereby approved and made official, and parcels not previously dedicated, shown hatched thereon, are hereby declared to be open public streets dedicated to public use to be known by the names as shown on said map.

Recommended by the Director of Public Works.

Approved by the Director of Property, Chief Administrative Officer and City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Adopted.

The following recommendations of his Honor the Mayor were taken up:

Leave of Absence—Honorable Charles W. Dullea.

(Series of 1939)

Resolution No. 2869, as follows:

Resolved, That, in accordance with the recommendation of his Honor, the Mayor, Honorable Charles W. Dullea, Chief of Police, be and he is hereby granted a leave of absence for a period not to exceed thirty days, commencing September 14, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Leave of Absence—Honorable Walter McGovern.

(Series of 1939)

Resolution No. 2870, as follows:

Resolved, That, in accordance with the recommendation of his Honor, the Mayor, Honorable Walter McGovern, Police Commissioner, he and he is hereby granted a leave of absence for a period not to exceed thirty days, commencing September 14, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Leave of Absence—Supervisor Dewey Mead.

(Series of 1939)

Resolution No. 2871, as follows:

Resolved, That, in accordance with the recommendation of his Honor, the Mayor, Honorable Dewey Mead, member of the Board of Supervisors, he and he is hereby granted a leave of absence of eleven (11) days commencing September 5, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.****Appointment of Committee to Represent San Francisco on "Metropolitan Day" at Sonoma County Fair.**

(Series of 1939)

Supervisor Green presented:

Resolution No. 2874, as follows:

Whereas, Sonoma County's Annual Fair is now in progress in Santa Rosa; and

Whereas, the importance of this splendid exhibit of the agricultural and other resources of one of San Francisco's closest neighbors is attested by the fact that it is one of the few which the Western Defense Command has permitted to be held in California this year; and

Whereas, directors of the Fair have designated September 12th as "Metropolitan Day," when San Francisco, Oakland and other cities of the metropolitan Bay area will be honored; and

Whereas, San Francisco is desirous of contributing to the success of the Sonoma County Fair in every possible way; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco hereby urges all San Francisco citizens who can do so to attend "Metropolitan Day" at the Sonoma County Fair, Saturday, September 12th; and be it further

Resolved, That the President of the Board of Supervisors is hereby

requested and authorized to appoint a committee to represent San Francisco officially on "Metropolitan Day."

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

Chief Administrative Officer Requested to Report If Repairs to Street Paving or Street Railway Tracks of Market Street Railway Have Been Made at City Expense.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. as follows:

Resolved, That the Chief Administrative Officer be and he is hereby requested to investigate and report to the Board of Supervisors whether, during the past year, the City and County of San Francisco or any of its departments have made repairs to paving or street railway tracks of the Market Street Railway at the expense in labor or materials of said City and County of San Francisco, which repairs are required to be made by the Market Street Railway Company under the terms of its franchise from the City and County of San Francisco.

Referred to Joint Finance and Public Utilities Committee.

Requesting the Police Commission to Arrange for the Closing to Traffic of the Southerly One-half of Post Street Between Powell and Stockton Streets on Saturday and Sunday, September 12 and 13, 1942.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. 2872, as follows:

Whereas, the San Francisco War Show will be held on Saturday, September 12, and Sunday, September 13, 1942, for the dual purpose of demonstrating the mechanized equipment used in modern warfare and for dedicating the Union Square Garage; and

Whereas, In order to properly conduct such a show and to properly demonstrate the equipment to be utilized therein it is necessary to occupy the southerly one-half of Post Street between Powell and Stockton Streets; now, therefore, be it

Resolved, That the Police Commission be and is hereby respectfully requested to arrange for the closing to traffic of the southerly one-half of Post Street between Powell and Stockton Streets on Saturday and Sunday, September 12 and 13, 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

In Memoriam—Albert W. Scott, Jr.

(Series of 1939)

Supervisor Uhl presented:

Resolution No. 2875, as follows:

Whereas, Almighty God has called to eternal rest Mr. Albert W. Scott, Jr., noted grain executive and civic leader in San Francisco; and

Whereas, Mr. Albert W. Scott, Jr., gave unstintingly of his time to the improving of the welfare of San Francisco; being president of the Civic League of Improvement Clubs for three years and organizer of said league, which was founded as a central clearing house for all improvement clubs in the days following the San Francisco fire; and

Whereas, the passing of Albert W. Scott, Jr., results in a great loss to the community and he will be sorely missed by his bereaved family and the many friends who loved and respected him; now, therefore, be it

Resolved, That the Board of Supervisors does adjourn its meeting this day out of respect to the memory of the late Albert W. Scott, Jr., and the Clerk is hereby directed to forward Mrs. Pearl Ruth Scott, widow of Albert W. Scott, Jr., and to the family, a suitable copy of this resolution as an expression of the Board's deep sympathy and heartfelt condolence.

Unanimously adopted by rising vote.

Urging Subscription to San Francisco War Chest.

(Series of 1939)

Supervisor Colman presented:

Resolution No. 2873, as follows:

Whereas, pursuant to a resolution of the Honorable Board of Supervisors of the City and County of San Francisco, there has been set up in this city an organization incorporated as the "San Francisco War Chest," the purpose of which is to coordinate into one single campaign needed financial assistance for war relief and local welfare agencies; and

Whereas, this coordination eliminates individual campaigns for funds with their attending duplication of effort and expense; and

Whereas, the San Francisco War Chest has, through its Budget Committee, on which are representatives of business, labor and industry, set up a budget of three million one hundred and twenty thousand dollars for the needs of those organizations which have met the requirements of the San Francisco War Chest Investigating Committee as to each organization's record of service and present needs; and

Whereas, the following war front and home front welfare agencies are to benefit, namely the United Service Organizations, United China Relief, Russian War Relief, British War Relief Association, Greek War Relief Association, Navy Relief Society, Polish War Relief, War Prisoners' Aid Committee, Free French Relief Committee, Queen Wilhelmina Fund and the seventy-four agencies of the Community Chest, the work of each being well organized and effectively operated; and

Whereas, a committee of members of Organized Labor composed of representatives of the A. F. of L., the Railroad Brotherhoods and the C. I. O. recently met with directors of the San Francisco War Chest and, after discussion, moved, seconded and carried that the members of the said committee recommended that one day's pay be used as a measuring stick for giving to this campaign by both members of Organized Labor and unorganized employees of business and industry; now, therefore, be it

Resolved, That this Honorable Board of Supervisors does hereby subscribe to this principle of one day's pay for the San Francisco War Chest; and be it

Further Resolved, That the Board recommend to the Mayor, Chief Administrative Officer, heads of departments, boards and commissions and to city employee organizations that they concur in this action; and be it

Further Resolved, That all employees of all branches of city government be urged to contribute a day's pay in this highly commendable and much needed wartime drive, starting October 10th, to aid the men

and women of our armed forces and those of our citizens in need at home; and be it

Further Resolved, That copies of this resolution be sent the Mayor, Chief Administrative Officer, heads of departments, boards and commissions, to city employee organizations, to the San Francisco War Chest and the press.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Mead—1.

CHARTER AMENDMENT

San Francisco Police Officers' Association presented the following as a substitute for the amendment appearing earlier in the Journal of Proceedings:

POLICE DEPARTMENT

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of the City and County of San Francisco by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the said City and County at the general election to be held on the 3rd day of November, 1942, in the said City and County, a proposal to amend, as herein set forth, the Charter of said City and County by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

POLICE DEPARTMENT

Section 35. The police department shall consist of a police commission, a chief of police, a police force and such clerks and employees as shall be necessary and appointed pursuant to the provisions of this charter, and shall be under the management of a police commission consisting of three members, who shall be appointed by the Mayor, and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200.00). The term of each commissioner shall be four years, commencing at twelve o'clock, noon, on the fifteenth day of January in the years 1942, 1944 and 1945, respectively. The incumbents serving as members of the commission on the effective date of this amendment shall continue to hold their respective positions, subject to the provisions of the charter, for the remainder of the terms for which they have been respectively appointed.

The police commissioners shall be the successors in office of the police commissioners holding office in the city and county at the time this amendment shall

become effective, and shall have all the powers and duties thereof, except as this charter otherwise provided. They shall have power to regulate traffic, including the location and use of traffic control devices for that purpose.

Section 35.1. The police commission shall appoint a chief of police who shall hold office at its pleasure.

Section 35.2. All positions in the police department legally authorized shall be continued, and incumbents therein legally appointed thereto shall be continued as officers and employees of the department under the conditions governing the respective appointments and except as otherwise provided in this charter.

Section 35.3. Each member of the department holding the position of inspector on the effective date of this amendment, and who has held such position for one year continuously prior thereto, is hereby declared permanently appointed thereto. The chief of police may detail from time to time other members of the department for performance of duty in the bureau of inspectors who shall be known as assistant inspectors, and who may be removed from such detail by order of the chief of police. An appointment as an inspector shall not be subject to competitive examination, but in case of vacancy in said rank of inspector, the appointment shall be made by the chief of police from among those assistant inspectors who have been detailed to, and who have actually served with the bureau of inspectors for at least five years prior to such appointment. Inspectors and assistant inspectors shall have the same rights as other members of the department to take competitive examinations from their respective civil service ranks. An inspector guilty of any offense or violation of the rules and regulations of the Police Department shall be subject to punishment as provided in Section 155 of this charter. The chief of police in addition to the inspectors above provided for shall detail any member of the department to serve as inspector of School Traffic Patrols who shall have the rank and pay of inspector, subject to the provisions of this section.

Section 35.4. Subject to the provisions of Section 20 of this charter governing the appointment and removal of non-civil service appointees, and without competitive examination, the chief of police shall have power to appoint a police surgeon; to designate a deputy chief of police, a department secretary, and a director, bureau of special services, from any rank in the department; to designate a director, bureau of criminal information, from among the members of the department having the rank of sergeant or higher; to designate a captain of inspectors, a captain of traffic, and a director, bureau of personnel, from among the members of the department holding rank of lieutenant or higher, and to designate a supervising captain of districts from among the members of the department holding the rank of captain. Provided, that the captain of inspectors, who held said position on the 14th day of April, 1937, and for one year continuously prior thereto, is hereby continued in the said position as if he had been appointed thereafter after civil service examination and certification. The department secretary or other suitable member of the department shall be assigned by the chief of police to serve also as secretary to the police commission without extra compensation. The chief of police shall assign a property clerk from among the members of the department, such assignment shall be made at the rank and pay of the member so assigned.

When any member of the department, detailed to any of the positions above mentioned, shall be removed from said detail or position, he shall be returned to his civil service rank and position, unless removed from the department pursuant to the provisions of Section 155 of the charter.

Section 35.5. The police force of the city and county shall not exceed one police officer for each five hundred inhabitants thereof. The annual compensations for the several ranks in the department shall be as follows: Chief of police, \$7,500; deputy chief of police, \$5,700; captain of inspectors, \$5,300; department secretary, \$5,100; captain of traffic, director, bureau of criminal information; director, bureau of personnel and supervising captain of districts, each, \$4,300; captains, \$3,900; lieutenants, and director, bureau of special services, each \$3,300; inspectors, \$3,060; sergeants, \$2,940; police surgeon, \$2,700; criminologist, \$3,900; photographer, \$3,000; police officers, police patrol drivers, and women protective officers, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; for seventh year of service and thereafter, \$2,700.

The minimum annual compensation for police officers, women protective officers, and police patrol drivers, now members of the department or who shall be appointed from eligible lists established prior to the effective date of this amendment, shall be \$2,520.

In determining years of service necessary for a police officer, woman protective officer and police patrol driver to receive the annual compensation sum of \$2,580, \$2,640, and \$2,700, respectively, as provided for herein, services rendered prior to the effective date of this amendment shall be given full credit and allowed.

The absence of any police officer, woman protective officer, or police patrol driver on military leave of absence, as defined by section 153 of this charter, shall be reckoned a part of his service under the city and county, for the purpose of computing years of service in gaining increased compensation as provided for herein.

Any member assigned to two-wheel motorcycle traffic duty shall receive \$15 per month in addition to the compensation to which he would otherwise be entitled.

Section 35.6. The chief of police may refuse to issue any permit that is subject to police department investigation and issuance, if it shall appear that the character of the business or the applicant requesting such permit does not warrant the issuance thereof, or he may revoke any such permit as soon as it shall appear that the business or calling of the person to whom it was granted is conducted in a disorderly or improper manner, or that the place in which the business is conducted or maintained is not a proper or suitable place in which to conduct or maintain such business or calling.

Section 35.7. In the suppression of any riot, public tumult, disturbance of the public peace or organized resistance against the laws or public authority, the chief of police, in the lawful exercise of his functions, shall have all the powers that are now or that may be conferred on the sheriff by the laws of this state.

Section 35.8. The supervisors shall provide in the annual budget, an amount not to exceed in any one fiscal year the sum of \$10,000 to be known as the contingent fund of the chief of police. The chief of police may from time to time, disburse such sums for contingent expenses of the department as in his judgment shall be for the best interests of the city and county, and the police commission shall allow and order paid out of such contingent fund, upon orders signed by the chief of police, such amounts as may be required.

Section 35.9. At his discretion or upon the petition of any person, firm or corporation, the chief of police may appoint, and at his pleasure remove special police officers. Such officers shall be subject to all the rules and regulations of the department.

Section 35.10. The police commission may appoint patrol special officers and for cause may suspend or dismiss said patrol special police officers after a hearing on charges duly filed with the commission and after a fair and impartial trial. Each patrol special police officer shall be at the time of his appointment not less than twenty-one years of age nor more than forty years of age and must possess such physical qualifications as may be required by the commission. Age qualifications shall not apply to present patrol special police officers acting as such at the time of the effective date of this amendment nor to their reappointment. Patrol special police officers who are designated by the Police Commission as the owners of certain beat or territory as may be fixed from time to time by said commission or the legal heirs or representatives of said owners, may dispose of their interest in said beat or territory to a person of good moral character, approved by the police commission and eligible for appointment as a patrol special police officer.

Section 35.11. On the recommendation of the chief of police, the commission may reward any member of the department for heroic or meritorious conduct. The form or amount of said reward to be discretionary with the commission, but not to exceed one month's salary in any one instance.

Section 35.12. The chief of police shall have power, by regulation, to provide for the care and restitution of property that may come into possession of any officer or employee thereof, and the sale at public auction of all such unclaimed property, as well as the disposition of such property as shall consist of weapons or articles used or that may be used in the commission of crime, or the sale or disposition of which is prohibited by law.

Referred to Judiciary Committee.

Proposed Charter Amendments.

Supervisor Green announced his intention to present a proposed charter amendment proposing changes in retirement benefits for retired members of the Police Department, and requested that same be considered as having been presented, and referred to Judiciary Committee.

No objection, and so ordered.

Supervisor Uhl announced his intention to present a proposed charter amendment, proposing a method of making appeal from decisions of Public Utilities Commission in ordering abandonment of Municipal Railway lines. He requested the City Attorney to draft the proposed amendment.

Amendment considered as having been presented and referred to Judiciary Committee.

Communications.

Communications were presented, read by the Clerk, and acted on as noted:

From Hedberg Super-Siren Company, requesting consideration of its air-raid warning device.

Referred to Finance Committee.

From Office of Defense Transportation, stating it is not prepared to recommend release of three buses for use by Municipal Railway.

Referred to Public Utilities Commission.

From Manager of Utilities, expressing opposition to proposed charter amendment allowing work to be done on public projects by City employees, without letting contracts.

To be considered in connection with proposed charter amendment.

From Congressman Richard J. Welch, acknowledging receipt of resolution relative to limitation of free toll privilege on Golden Gate Bridge.

Filed.

From California Almond Growers Exchange, thanking the Board for resolution opposing tariff concessions on almonds in trade treaty with Iran.

Filed.

From Congressman Richard J. Welch, acknowledging receipt of resolution supporting "second front."

Filed.

From Senator Hiram W. Johnson, acknowledging receipt of resolution supporting "second front."

Filed.

From Chief Administrative Officer, transmitting report on survey of pavement requirements of Market Street Railway Company.

Referred to Joint Finance and Public Utilities Committee.

From the War Department, presented by Supervisor Brown, calling attention to need for heavy construction equipment on military projects.

Referred to Department of Public Works.

From Supervisor Brown, article in Daily Commercial News, issue of August 28, 1942, entitled "Marias Plans Huge Aquatic Airport Here," reporting on plans for development of a huge aquatic airport for San Francisco.

Referred to Commercial and Industrial Development Committee.

From Redwood Empire Association, presented by Supervisor Uhl, requesting an expression of opinion from the Board as to whether conventions, meetings and elections shall be continued, or postponed for the duration of the war emergency.

Referred to County, State and National Affairs Committee.

Limitation of Number of Charter Amendments to Be Submitted to the Electors.

Supervisor Green pointed out that because of the large number of state proposals to appear on the ballot for the election of November 3, 1942, it would be advisable to reduce the number of proposed charter amendments, or other proposals, for submission to the people on that date. He believed the charter amendments to be submitted should be not more than ten. Only those amendments affecting the general welfare of San Francisco or those requiring deep economical consideration should be placed on the ballot.

RECESS.

Thereupon, Supervisor Shannon moved that the Board recess, to reconvene on Thursday, September 10, 1942, at 2:00 P. M.

No objection, and so ordered.

DAVID A. BARRY, Clerk.

THURSDAY, SEPTEMBER 10, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Thursday, September 10, 1942, 2:00 P. M.

The Board of Supervisors met in recessed session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Green was noted present at 4:45 P. M.

**Approving Canvass of Vote Cast at Direct Primary Election
August 25, 1942.**

(Series of 1939)

The Clerk presented:

Resolution No. 2877, as follows:

Whereas, a direct primary election was held in the City and County of San Francisco on Tuesday, August 25, 1942; and

Whereas, the vote and returns of said election have been duly canvassed and the results thereof duly ascertained; now, therefore, be it

Resolved, By the Board of Supervisors of the City and County of San Francisco, as follows: That the Volume in the office of the Registrar of Voters of the City and County of San Francisco entitled "Summary of Votes, Direct Primary Election, August 25, 1942," and bearing the identifying letters "B-H." and containing a statement of the votes cast at said direct primary election held in the City and County of San Francisco on Tuesday, August 25, 1942, be and the same is hereby adopted as and the same shall constitute the record of the official canvass of said direct primary election. That said statement shows the whole number of votes cast in said City and County, the candidates voted upon at said direct primary election, the number of votes given at each precinct for and against each of said candidates, and the total number of votes given in said City and County for and against each of such candidates voted upon.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

**City Attorney Authorized and Requested to Prepare Legislation
Necessary for Submission of Revenue Bond Proposal in the Sum
of \$7,950,000 for Purchase of Properties of Market Street Rail-
way.**

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2876, as follows:

Resolved, That the City Attorney be and is hereby authorized and

requested to prepare and submit to this Board in time for its consideration at the meeting Monday, September 14, 1942, the legislation necessary to the submission to the electorate on the ballot for the election to be held November 3, 1942, of a proposal for the issuance of revenue bonds in the sum of \$7,950,000 for the purchase of the properties of the Market Street Railway Company.

Discussion.

Supervisor MacPhee, in discussing the foregoing Resolution, reported in detail the efforts of various officials responsible in securing a compromise figure of \$400,000 less than the amount originally recommended for the purchase of the Market Street Railway properties. At a meeting during the forenoon of September 10, 1942, at which Supervisor Colman and he were present, during which telephonic conversations with Mr. Lake, in New York, were held, the compromise figure of \$7,950,000 was agreed to. Representatives of the Market Street Railway Company stipulated, however, the financing of the purchase by revenue bonds. The reduced price will mean a saving of \$400,000 plus an amount of \$1,000,000 in interest charges.

Thereupon, Supervisor MacPhee, seconded by Supervisor Shannon, moved adoption.

Supervisor Brown, in discussing the matter, announced that he had been opposed to the attempt to purchase the railroad at a price of \$7,725,000 on the grounds that the value of the property had been determined at \$8,350,000 or more by several fact-finding groups. He did not desire any credit for the reduced price at which the railroad properties were now offered to the city and county; any credit belongs, in large measure, he believed, to Supervisors MacPhee and Colman, and he desired to extend his congratulations to them both for their successful negotiations.

Supervisor Colman stated that he, too, had not believed it possible to secure such a substantial reduction in the price for the Market Street Railway Company properties. He believed Supervisor MacPhee was entitled to a great deal of credit for the reduction in price. As to revenue bonds, Mr. Lake and Mr. Kahn made it part of the deal that the purchase should be financed by revenue bonds. As long as Mr. Lake and Mr. Kahn have agreed to such a substantial reduction in price, Supervisor MacPhee and he had both felt that the least they could do would be to recede from their position with respect to revenue bonds. The Board of Supervisors can now urge the people to buy the Market Street Railway at a very good price.

Mr. George Skaller, on being granted the privilege of the floor, congratulated Supervisors MacPhee and Colman on their success in securing the offer to sell at such a good price. As to the proposal for revenue bond submission, he would submit that question to the Civic League of Improvement Clubs.

Supervisor Shannon, in discussing the matter, pointed out that it had been finally brought to a head in the Chambers of the Board. A letter drafted by Supervisor Roncovieri had definitely brought the matter to a head with a 9 to 2 vote. The statement by Supervisor MacPhee that the entire Board was entitled to credit should be taken with some consideration. It was by motion by Supervisor Roncovieri, seconded by himself, that the final proposal by the Board of Supervisors was submitted:

Following is copy of communication to which reference is made:

September 4, 1942.

Mr. Samuel Kahn, and
Mr. Harry B. Lake,
c/o Market Street Railway Co.,
58 Sutter Street,
San Francisco, Calif.

Gentlemen:

The following final proposal is submitted to you as the representatives of the Market Street Railway Company:

The San Francisco Board of Supervisors hereby agrees to submit and recommend to the qualified electors of the City and County of San Francisco a proposal to purchase the Market Street Railway Company's operating properties for the sum of \$7,725,000, which sum is arrived at by the following method:

Price asked by the Market Street Railway Company..	\$8,350,000
Less: Amount of estimate of delinquent street repair program, submitted by John J. Casey, City Engineer, on September 1, 1942.....	625,000

Net Amount	\$7,725,000
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The foregoing is concurred in by the following signators to this document:

ROBERT MILLER GREEN,
ADOLPH UHL,
WARREN SHANNON,
DAN GALLAGHER,
GERALD J. O'GARA,
FRED W. MEYER,
CHESTER R. MACPHEE
ALFRED RONCOVIERI,
DEWEY MEAD,
DAVID A. BARRY,

Clerk of the Board of Supervisors.

Explanation of Vote.

Supervisor Uhl, in explanation of his vote, stated:

"The purchase of the operating properties of the Market Street Railway Company, to me is comparable to purchasing old automobile models. The cash value of the operating properties in my judgment is five million dollars, which includes land and improvements, buses and the lines necessary for mass transportation.

"Appreciating the importance of unified operation, I advocated a price of seven million dollars.

"Reluctantly I agreed with nine of my colleagues to make a final offer of \$7,725,000. Increasing the offer to \$7,950,000 has not my approval; however, I will vote to place same on the ballot in order to afford the voters an opportunity to express their wishes."

Thereupon, the roll was called and the foregoing resolution was adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Action Rescinded.

Subsequently during the proceedings, Supervisor Green, who was absent at the time of the foregoing roll call, announced that had he

been present he would have voted "Aye," and expressed the desire to be permitted so to vote on the resolution.

Whereupon, on motion by Supervisor Shannon, seconded by Supervisor O'Gara, no objection being made, the action whereby the Board had adopted the foregoing resolution was rescinded.

Adopted.

Thereupon, the roll was again called and the foregoing resolution was *adopted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Re-reference to Committee of Proposed Market Street Railway Acquisition Charter Amendment.

Following brief discussion as to the disposition of the proposed charter amendment affecting the acquisition of the Market Street Railway properties, Supervisor Brown moved re-reference thereof to the Judiciary Committee.

In connection therewith, Mr. Douglass, representing Market Street Railway employees, and Mr. Foley, representing Municipal Railway employees, advised and requested to consult with the City Attorney as to provision in charter amendment with respect to seniority of their respective groups.

Whereupon, no objection being made, the proposed charter amendment was *re-referred to the Judiciary Committee*.

Retention of Five-Cent Fare.

Supervisor Gallagher, during the foregoing discussion, urged the retention of the five-cent carfare for San Francisco, and requested the City Attorney to prepare draft of charter amendment to effect the retention of the five-cent fare.

Withdrawn From Calendar.

The following from Joint Finance and Public Utilities Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Roncovieri.

Submitting to Electors an Ordinance Authorizing One-Man Operation of Street Cars by Market Street Railway Company for Duration of Present War Emergency, Except on Cable Cars and on Cars Operated on Market Street.

(Series of 1939)

Resolution No., as follows:

Resolved, That the following ordinance be submitted to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, which said ordinance is in the words and figure following, to-wit:

"Be it ordained by the People of the City and County of San Francisco as follows:

"For the duration of the war now existing between the United States of America and the Axis Powers, the Market Street Railway Company is hereby authorized to operate street railway cars for the transportation of passengers with a single operator, which said operator shall be over the age of twenty-one (21) years and shall have all the qualifications provided by ordinance for a motorman to operate street railway cars in the City and County of San Francisco. This ordinance shall not apply to cable cars or to cars operated on Market Street.

"An initiative ordinance adopted by the people on the 2nd day of May, 1935, is hereby declared inoperative for the duration of the war now existing between the United States of America and the Axis Powers."

Approved as to form by the City Attorney.

August 31, 1942—Consideration continued until September 8, 1942.

Consideration postponed until Thursday, September 10, 1942.

Supervisor Uhl called attention to the foregoing resolution, consideration of which had been postponed at the meeting of Monday, September 8, 1942, and requested consideration thereof.

Supervisor MacPhee, seconded by Supervisor Mead, moved that the resolution be tabled.

Motion *failed* by the following vote:

Ayes: Supervisors MacPhee, Mead, Meyer, Roncovieri—4.

Noes: Supervisors Brown, Colman, O'Gara, Shannon, Uhl—5.

Absent: Supervisors Gallagher, Green—2.

Thereupon, Supervisor O'Gara, seconded by Supervisor Uhl (complimentary second) moved that the resolution be amended by inserting in the third line of the paragraph immediately following the "Ordaining Clause," and after the words "hereby authorized," the following language: "for such period, on such terms, and upon such lines as the Board of Supervisors shall determine."

Supervisor MacPhee opposed the amendment. San Francisco is about to acquire the properties of the Market Street Railway Company. After such acquisition the proposed legislation will not be necessary. Its inclusion on the ballot, Supervisor MacPhee believed, would create confusion and hurt the chances for the street railway purchase. For those reasons, he would renew his motion to table the matter. Motion seconded by Supervisor Mead.

Thereupon, the roll was again called and the motion to table was *carried* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, Roncovieri—5.

Noes: Supervisors Colman, O'Gara, Mead, Shannon, Uhl—4.

Absent—Supervisors Brown, Green—2.

(Notwithstanding the foregoing vote, motion by Supervisor MacPhee, seconded by Supervisor Mead, to postpone the entire matter until there might be a full vote of the Board, was approved. Subsequently, during the proceedings, Mr. L. V. Newton, representing the Market Street Railway Company, requested the entire matter be withdrawn. *No objection, and so ordered.*)

Consideration Continued.

The following recommendation of Police Committee was taken up:

Present: Supervisors Gallagher, Green.

Making the "Dollar Flat Rate" for Taxicabs Permissive Rather Than Compulsory for the Duration of the War.

(Series of 1939)

Bill No. 1881, Ordinance No., as follows:

Amending Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs" by making the dollar flat rate for a continuous point to point trip of three (3) miles or over within the City limits permissive rather than compulsory as at present for the duration of the war. .

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs" is hereby amended to read as follows:

Section 1135. *Rates for Taxicabs.* No person, firm or corporation owning, operating or controlling any motor vehicle operated as a taxicab shall charge other fares than in this section provided:

Note: Matter cancelled is bracketed "[]" and set in bold face.

The rate of fare is **Twenty-five (25c) Cents** for the first one-third (1/3) mile or "flag"; **Ten (10c) Cents** for each additional two-fifths (2/5ths) miles; **Ten (10c) Cents** for each two and one-half (2½) minutes waiting time at the request of the patron; provided, however, that on a continuous point to point trip of three (3) miles or over within the city limits, the charge **[shall]** *may* be One Dollar (\$1.00).

Privilege of the Floor.

Mr. Lloyd Ackerman, attorney, representing the Yellow Cab Company, urged prompt and favorable consideration of the foregoing bill, repeating the arguments made at the previous meeting of the Board.

Mr. George Skaller opposed the proposed legislation. It would amount, he believed, to the granting of an increase in fares, which is contrary to the policy of putting ceilings on those things that would otherwise increase the cost of living. Mr. Skaller requested that the matter be re-referred to Committee.

Mr. Cancilla, representing the Chauffeurs' Union, requested additional time to study the proposed measure.

Mr. Rothschild, of the Yellow Cab Company, pointed out that the \$1 rate had been a great money-maker for his company, and if conditions were different, the company would prefer to retain that rate. However, in the interest of conservation of rubber by discouraging the so-called luxury rides, he urged that the legislation be enacted without any undue delay.

Mr. Lloyd Taylor, representing the Market Street Association, supported the request of the Yellow Cab Company.

Thereupon, Supervisor MacPhee, seconded by Supervisor Roncovieri, moved re-reference to Committee.

Motion *failed* by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, Roncovieri—5.

Noes: Supervisors Colman, Green, Mead, O'Gara, Shannon, Uhl—6.

Whereupon, Supervisor MacPhee moved to postpone further consideration until Monday, September 14, 1942. Seconded by Supervisor O'Gara.

Motion *carried* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Meyer, O'Gara, Shannon, Uhl—6.

Noes: Supervisors Brown, Colman, Green, Mead, Roncovieri—5.

Procedure for Consideration of Proposed Charter Amendments.

President Jesse C. Colman announced that, with the consent of the Board, he would request Supervisor O'Gara, Chairman of the Judiciary Committee, to present such charter amendments as he desired to be considered by the Board.

No objection, and *so ordered*.

Consideration Postponed.

Thereupon, Supervisor O'Gara announced that consideration of the charter amendments affecting both the Police Department and the Fire Department might be postponed:

Whereupon, the following charter amendments were taken up:

Consideration Postponed.**CHARTER AMENDMENT No.
POLICE DEPARTMENT**

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in bold face and bracketed "[]".

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the charter of the City and County of San Francisco by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5; 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the said City and County at the general election to be held on the 3rd day of November, 1942, in the said City and County, a proposal to amend, as herein set forth, the charter of said City and County by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

Section 35. The police department shall consist of a police commission, a chief of police, a police force and such clerks and employees as shall be necessary and appointed pursuant to the provisions of this charter, and shall be under the management of a police commission consisting of three members, who shall be appointed by the mayor, and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock, noon, on the fifteenth day of January in the years 1942, 1944 and 1945, respectively. The incumbents serving as members of the commission on the effective date of this amendment shall continue to hold their respective positions, subject to the provisions of the charter, for the remainder of the terms for which they have been respectively appointed.

The police commissioners shall be the successors in office of the police commissioners holding office in the City and County at the time this amendment shall become effective, and shall have all the powers and duties thereof, except as in this charter otherwise provided. They shall have power to

regulate traffic, including the location and use of traffic control devices for that purpose.

Section 35.1. The police commission shall appoint a chief of police who shall hold office at its pleasure.

Section 35.2. All positions in the police department legally authorized shall be continued, and incumbents therein legally appointed thereto shall be continued as officers and employees of the department under the conditions governing their respective appointments and except as otherwise provided in this charter.

[The rank of corporal is hereby abolished, effective on the last day of the month during which this amendment shall become effective, and members of the department having the rank and pay of corporal shall from the first day of the next ensuing month have the rank and pay of sergeant, and members of the department on a civil service commission list of those eligible for appointment as corporal shall during the life of such list be eligible for appointment as sergeant.]

Section 35.3. Each member of the department holding the position of inspector on the effective date of this amendment, and who has held such position for one year continuously prior thereto, is hereby declared permanently appointed thereto. The chief of police may detail from time to time other members of the department for performance of duty in the bureau of inspectors who shall be known as assistant inspectors, and who may be removed from such detail by order of the chief of police. An appointment as an inspector shall not be subject to competitive examination, but in case of vacancy in said rank of inspector, the appointment shall be made by the chief of police from among those assistant inspectors who have been detailed to, and who have actually served with the bureau of inspectors for at least five years prior to such appointment. Inspectors and assistant inspectors shall have the same rights as other members of the department to take competitive examinations from their respective civil service ranks. An inspector guilty of any offense or violation of the rules and regulations of the police department shall be subject to punishment as provided in Section 155 of this charter. The chief of police in addition to the inspectors above provided for shall detail any member of the department to serve as inspector of school traffic patrols who shall have the rank and pay of inspector, subject to the provisions of this section.

Section 35.4. Subject to the provisions of Section 20 of this charter governing the appointment and removal of non-civil service appointees, and without competitive examination, the chief of police shall have power to appoint a police surgeon; to designate a deputy chief of police, a department secretary, and a director, bureau of special services, from any rank in the department; to designate a director, bureau of criminal information, from among the members of the department having the rank of sergeant or higher; to designate a captain of inspectors, a captain of traffic, and a director, bureau of personnel, from among the members of the department holding rank of lieutenant or higher, and to designate a supervising captain of districts from among the members of the department holding the rank of captain. Provided, that the captain of inspectors, who held said position on the 14th day of April, 1937, and for one year continuously prior thereto, is hereby continued in the said position as if he had been appointed thereto after civil service

examination and certification. The department secretary or other suitable member of the department shall be assigned by the chief of police to serve also as secretary to the police commission without extra compensation. The chief of police shall assign a property clerk from among the members of the department, such assignment shall be made at the rank and pay of the member so assigned.

When any member of the department, detailed to any of the positions above mentioned, shall be removed from said detail or position, he shall be returned to his civil service rank and position, unless removed from the department pursuant to the provisions of Section 155 of the charter.

Section 35.5. *The police force of the City and County shall not exceed one police officer for each five hundred inhabitants thereof. The annual compensations for the several ranks in the department shall be as follows: Chief of police, \$7,500; deputy chief of police, \$5,700; captain of inspectors, \$5,300; department secretary, \$5,100; captain of traffic, director, bureau of criminal information; director, bureau of personnel and supervising captain of districts, each, \$4,300; captains, \$3,900; lieutenants and director, bureau of special services, each, \$3,300; inspectors, \$3,060; sergeants \$2,940; police surgeon, \$2,700; criminologist, \$3,900; photographer, \$3,000; police officers, police patrol drivers, and women protective officers, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; for seventh year of service and thereafter, \$2,700;*

The minimum annual compensation for police officers, women protective officers, and police patrol drivers, now members of the department or who shall be appointed from eligible lists established prior to the effective date of this amendment, shall be \$2,520.

In determining years of service necessary for a police officer, women protective officer and police patrol driver to receive the annual compensation sum of \$2,580, \$2,640, and \$2,700, respectively, as provided for herein, services rendered prior to the effective date of this amendment shall be given full credit and allowed. All service under this section shall be computed on the calendar year basis.

The absence of any police officer, woman protective officer, or police patrol driver on military leave of absence, as defined by Section 153 of this charter, shall be reckoned a part of his service under the City and County, for the purpose of computing years of service in gaining added compensation as provided for herein.

Any member assigned to two-wheel motorcycle traffic duty shall receive \$15 per month in addition to the compensation to which he would otherwise be entitled.

Section 35.6. The chief of police may refuse to issue any permit that is subject to police department investigation and issuance, if it shall appear that the character of the business or the applicant requesting such permit does not warrant the issuance thereof, or he may revoke any such permit as soon as it shall appear that the business or calling of the person to whom it was granted is conducted in a disorderly or improper manner, or that the place in which the business is conducted or maintained is not a proper or suitable place in which to conduct or maintain such business or calling.

Section 35.7. In the suppression of any riot, public tumult, disturbance of the public peace or organized resistance against the laws or public authority, the chief of police, in the lawful exercise of his functions, shall have all the powers that are now or that may be conferred on the sheriff by the laws of this state.

Section 35.8. The Supervisors shall provide in the annual budget, an amount not to exceed in any one fiscal year the sum of \$10,000 to be known as the contingent fund of the chief of police. The chief of police may from time to time, disburse such sums for contingent expenses of the department as in his judgment shall be for the best interests of the City and County, and the police commission shall allow and order paid out of such contingent fund, upon orders signed by the chief of police, such amounts as may be required.

Section 35.9. At his discretion or upon the petition of any person, firm or corporation, the chief of police may appoint, and at his pleasure remove special police officers. Such officers shall be subject to all the rules and regulations of the department.

Section 35.10. The police commission may appoint patrol special officers and for cause may suspend or dismiss said patrol special police officers after a hearing on charges duly filed with the commission and after a fair and impartial trial. Each patrol special police officer shall be at the time of his appointment not less than twenty-one years of age nor more than forty years of age and must possess such physical qualifications as may be required by the commission. Age qualifications shall not apply to present patrol special police officers acting as such at the time of the effective date of this amendment nor to their reappointment. Patrol special police officers who are designated by the police commission as the owners of certain beat or territory as may be fixed from time to time by said commission or the legal heirs or representatives of said owners, may dispose of their interest in said beat or territory to a person of good moral character, approved by the police commission and eligible for appointment as a patrol special police officer.

Section 35.11. On the recommendation of the chief of police, the commission may reward any member of the department for heroic or meritorious conduct. The form or amount of said reward to be discretionary with the commission, but not to exceed one month's salary in any one instance.

Section 35.12. The chief of police shall have power, by regulation, to provide for the care and restitution of property that may come into possession of any officer or employee thereof, and the sale at public auction of all such unclaimed property, as well as the disposition of such property as shall consist of weapons or articles used or that may be used in the commission of crime, or the sale or disposition of which is prohibited by law.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration postponed until Monday, September 14, 1942.

CHARTER AMENDMENT No.

FIRE DEPARTMENT

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rate of pay for members of the Fire Department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rates of pay for members of the Fire Department.

Section 36. The fire department shall be under the management of a fire commission, consisting of three members, who shall be appointed by the mayor and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1932, 1933, and 1934, respectively, and the mayor, after the 8th day of January, 1932, shall reorganize the commission to provide for four-year terms of three commissioners, as specified in this section.

The fire commission shall appoint a chief engineer, a secretary and a department physician who shall hold office at its pleasure.

The fire commissioners shall be successors in office of the fire commissioners holding office in the city and county at the time this charter shall go into effect, and shall have all the powers and duties thereof, except as in this charter otherwise provided. The commissioners shall have power, upon recommendation of the chief engineer, to send fire boats, apparatus and men outside the City and County of San Francisco for fire fighting purposes.

Positions of officers and employees of the fire department legally authorized shall continue, and incumbents therein legally appointed thereto shall continue as the officers and employees of the department under the conditions governing their respective appointments, and except as in this charter otherwise provided. The annual compensation for the several ranks in the department shall be as follows: chief engineer, \$7,560; first assistant and second assistant chief engineers, \$5,160; battalion chiefs, \$4,560; captains, \$3,360; lieutenants, \$3,180; engineers, \$3,000; chief's operators, \$2,880; drivers, stokers, tillermen, truckmen, and hosemen, for first year of service, \$2,520; for second year of service, \$2,640; and for third year of service and thereafter, \$2,760; pilots of fire boats and marine engineers of fire boats, \$3,420; firemen of fire boats, \$2,820.

Each period of twenty-four hours shall be divided into two tours of duty, to-wit: From eight o'clock a.m. to six o'clock p.m., and from six o'clock p.m. to eight o'clock a.m. The uniformed force of the fire department shall be divided into two platoons, the officers and members assigned to which shall alternate on the tours of duty at intervals of not more than one week. No officer or member shall be required to remain on duty for more than fourteen consecutive hours, except when changing from one tour of duty to the other, or in case of a conflagration requiring the services of more than one-half of the force of the department.

On the recommendation of the chief engineer, the commission may reward any member of the department for heroic or meritorious conduct, the form or amount of said award to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief engineer, or in his absence any assistant chief engineer, or in their absence any battalion chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

This amendment shall become effective when ratified by the State Legislature.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration postponed until Monday, September 14, 1942.

Ordered Submitted.

Supervisor O'Gara, after suggesting that all proposed charter amendments, to which there was little or no opposition, be considered and acted on, moved that the Charter Amendment Prescribing the Powers and Duties of the Recreation Commission be ordered submitted. Motion seconded by Supervisor Shannon.

CHARTER AMENDMENT

POWERS AND DUTIES OF RECREATION COMMISSION

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 42 thereof, Recreation Commission, by prescribing the powers and duties of the Recreation Commission.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 42 thereof, Recreation Commission, by prescribing the powers and duties of the Recreation Commission.

POWERS AND DUTIES OF RECREATION COMMISSION

Section 42. The recreation department shall be under the management of a recreation commission consisting of seven members, five of whom shall be appointed by the mayor, and who shall serve without compensation. Three of the members appointed by the mayor shall be men and two shall be women. The superintendent of schools and the superintendent of parks shall be members of the commission ex-officio.

The members of said commission heretofore appointed by the mayor and who shall continue to hold office on the effective date of this section, as amended, shall continue to hold their respective offices for the respective terms for which they have been appointed, and at the expiration of each of said terms the mayor shall fill the vacancies created by the expiration of the term of any member of said commission, and the mayor shall have the authority to fill any vacancy otherwise occurring in said commission.

The recreation commission shall appoint a superintendent, who shall be the

chief executive officer of said department, and who shall hold office at the pleasure of the commission.

The commissioners shall have the complete and exclusive control, management, and direction of all playgrounds, recreation centers, and all other recreation facilities, now or hereafter placed under charge of the commission, including exclusive right to erect and to superintend the erection of buildings and structures thereon, and to construct new playgrounds and recreation centers, except as in this charter otherwise provided.

Approved as to form by the City Attorney.

Thereupon, the roll was called and the foregoing proposed charter amendment was ordered submitted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O’Gara, Shan-non. Uhl—9.

Absent: Supervisors Green, Roncovieri—2.

Consideration Postponed.

CHARTER AMENDMENT No.

STANDARDIZATION OF COMPENSATIONS

Proposed amendment to Section 151 of the Charter—Standardization of Compensations (as requested by the Joint Judiciary and Finance Committees of the Board of Supervisors and reflecting therein the tentative agreements reached at a meeting of those committees held on September 4, 1942.)

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed “[]”.

Section 151. The board of supervisors shall have power and it shall be its duty to fix by ordinance from time to time, as in this section provided, all salaries, wages and compensations of every kind and nature, except pension or retirement allowances, for the positions, or places of employment, of all officers and employees of all departments, offices, boards and commissions of the city and county in all cases where such compensations are paid by the city and county.

Compensations specified in this charter shall not be subject to the provisions of this section. Compensations of the teaching and other technical forces of the school department, [librarians and technical assistants of the library department, employees of the California Palace of the Legion of Honor, the M. H. de Young Memorial Museum,] and employees of the Steinhart Aquarium, [park] and law library departments, construction employees engaged outside of the city and county, part-time employees, and inmate and institutional help receiving less than fifty dollars (\$50.00) per month, shall be fixed by the department head in charge thereof, with the approval of the board or commission, if any, in charge of the department concerned and subject to the budget and appropriation provisions of this charter; provided that part-time employees shall be recorded as such by a department head, only with the approval of the civil service commission and, when so recorded, shall be noted as part-time on payrolls, budget estimates, salary ordinance and similar documents.

[In fixing schedules of compensation, as in this section provided, the board of supervisors, through the civil service commission, shall cause a schedule of compensations to be proposed, based upon the classification as provided in section 141, under which like compensation shall be paid for like service, with due regard to the seniority of the personnel included in each class, and with regard also to other compensations in the city and county service not subject to salary standardization. Such compensations shall be not higher than prevailing rates for like service and working conditions in private employment or in other comparable governmental organizations in this state.]

In fixing schedules of compensation as in this section provided, the civil service commission shall prepare and submit to the board of supervisors and the board shall adopt a proposed schedule of compensations which shall include all classifications, positions and places of employment the wages or salaries for which are subject to the provisions of this section; provided, that the civil service commission shall from time to time prepare and submit to the board of supervisors and the board shall adopt amendments to the schedule of compensations which are necessary to cover any new classifications added by the civil service commission. Under the schedules of compensation recommended by the civil service commission and adopted by the board of supervisors as herein provided, like compensation shall be paid for like service, based upon the classification as provided in section 141 of the charter, and for those classifications of employment in which the practice is customary, the proposed schedules of compensation shall provide for minima, intermediate, and maxima salaries and for a method of advancing the salaries of employees from the minimum to the intermediate and to the maximum with due regard to seniority of service. The compensations fixed as herein provided shall be in accord with the generally prevailing rates of wages for like service and working conditions in private employment or in other comparable governmental organizations in this state; provided, that for specialized services which are peculiar to the municipal service and not duplicated elsewhere in private or other governmental organizations in this state, the commission shall recommend and the board of supervisors shall fix a compensation which shall be in accord with the wages paid in private employment or other governmental organizations in the state for the nearest comparable service and working conditions; and provided further that if the civil service commission determines on the basis of facts and data collected as hereinafter provided that the rates generally prevailing for a particular service in private employment or in other governmental organizations are inconsistent with the rates generally prevailing in private employment or other governmental organizations for services requiring generally comparable training and experience, the commission shall set forth these data in its official records and shall recommend and the board of supervisors shall fix a compensation for such service that shall be consistent with the compensations fixed by the board of supervisors for other services requiring generally comparable training and experience; and provided further that the minimum compensation fixed for full time employees subject to the civil service provisions of this charter shall be not less than \$106.00 per month.

The proposed schedules of compensation or any amendments thereto shall be recommended by the civil service commission solely on the basis of facts and data obtained in a comprehensive investigation and survey concerning wages paid in private employment for like service and working conditions or in other governmental organizations in this state. The commission shall set forth in the official

records of its proceedings all of the data thus obtained and on the basis of such data the commission shall set forth in its official records an order making its findings as to what is the generally prevailing rate of pay for each class of employment in the municipal service as herein provided, and shall recommend a rate of pay for each such classification in accordance therewith. The proposed schedule of compensation recommended by the civil service commission shall be transmitted to the board of supervisors, together with a compilation of a summary of the data obtained and considered by the civil service commission and a comparison showing existing schedules. Before being presented to the board of supervisors for consideration, the proposed schedules and a comparison with existing schedules shall be published once a week for two weeks.

The board of supervisors may approve, amend or reject the schedule of compensations proposed by the civil service commission; provided **[that any proposed amendment by the board of supervisors shall, before adoption, be referred to the civil service commission for]** that before making any amendment thereto the data considered by the board of supervisors as warranting such amendment shall be transmitted to the civil service commission for review and analysis and the commission shall make a report thereon to the board of supervisors, together with a report as to what other changes, and the cost thereof such proposed amendment would require to maintain an equitable relationship with other rates in such schedule.

Where any compensation paid on January 1, 1931, is higher than the standard compensation fixed as provided in this section for such position or employment, said compensation shall be continued to the incumbent of such position as long as he legally holds said position, and department heads, in cooperation with the civil service commission where said commission has jurisdiction, shall continuously offer all possible opportunities to said incumbents to assume duties and responsibilities in higher classifications consistent with the higher rates of compensation hereby continued. **[New entrants to such positions shall be paid at the rate fixed for such duties, responsibilities and positions by the schedule of compensations hereinbefore in this section referred to.]** The salaries and wages paid to employees whose compensations are subject to the provisions of this section shall be those fixed in the schedule of compensations adopted by the board of supervisors as herein provided and in accordance with the provisions of the ordinance of the board of supervisors adopting the said schedule, and the compensations set forth in the budget estimates, and the annual salary ordinance and appropriations therefor shall be in accord therewith.

[Pending the adoption of salary standards as provided in this section, no increases in compensation shall be allowed other than as authorized in section 71 of this charter.] Not later than January 15, 1944 and every five years thereafter and more often if in the judgment of the civil service commission or the board of supervisors economic conditions have changed to the extent that revision of existing schedules may be warranted in order to reflect current prevailing conditions, the civil service commission shall prepare and submit to the board of supervisors a schedule of compensations as in this section provided. A schedule of compensations or amendments thereto as provided herein which is adopted by the board of supervisors on or before April 1 of any year shall become effective at the beginning of the next succeeding fiscal year and a schedule of compensations or amendments thereto adopted by the board of supervisors after April 1 of any year shall not become effective until the beginning of the second succeeding

cal year. The board of supervisors shall appropriate twelve thousand five hundred dollars (\$12,500) to the civil service commission to be known as the salary survey fund and to be used exclusively for defraying the cost of surveys of wages in private employment and in other governmental jurisdictions and making reports and recommendations thereon and publication thereof as herein provided. No expenditures shall be made therefrom except on authorization of board of supervisors. In the event of the expenditure of any of said funds, the board of supervisors in the next succeeding annual budget shall appropriate a sum sufficient to reimburse said salary survey fund.

Where compensations for services commonly paid on an hourly or a per diem basis are established on a weekly, semi-monthly or monthly salary basis in city and county service, such salary shall be based on the prevailing hourly or per diem rate, where this can be established, and the application hereto of the normal or average hours or days of actual working time, in the city and county service, including an allowance for annual vacation. Every person employed in the city and county service shall, after one year's service, be allowed a vacation with pay of two calendar weeks, annually, as long as he continues in his employment.

After explanation by Mr. Henderson, representing the Civil Service Commission, consideration of the foregoing was postponed until Monday, September 14, 1942.

CHARTER AMENDMENT

SUPERINTENDENT OF SCHOOLS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools, for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco in an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools and for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

SUPERINTENDENT OF SCHOOLS

Section 136. The superintendent of schools shall be the executive officer of the board of education. He shall be appointed by said board to serve for a term of four years and he shall receive such salary as may be fixed by the board. The incumbent in the office of superintendent on the first day of July, 1942, shall continue to serve at the pleasure of the board.

During his term of office the superintendent may be removed from his office, in this section hereinafter provided, for misconduct or incompetency after the board setting forth the nature and character of said misconduct or incom-

petency are filed against the said superintendent. Said charges must be in writing and shall be signed by at least two members of the board of education. A copy of said charges, together with a notice of the time and place of the hearing on the same, shall within five days after the filing of the same be served upon the said superintendent. The mailing of a copy of said charges, with notice of time and place of hearing on the same, by United States registered mail, with the proper amount of postage prepaid thereon, addressed to said superintendent at his last known place of residence, shall be deemed to be a service of said charges as provided for in this section. A public hearing on said charges shall be had by the board of education not less than ten, nor more than twenty, days after the filing of said charges, provided that full power and authority is hereby given to the board of education to continue said hearing from time to time not to exceed sixty days from the commencement thereof, provided that for good cause said board may grant a further continuance on said hearing. The superintendent shall have the right to answer said charges, to appear at the hearing thereof and to be represented by counsel thereat for the purpose of defending himself against said charges. Pending the determination of said charges, the superintendent may be suspended from his office by a majority vote of the board of education, and the board may appoint a qualified person to discharge the duties of said superintendent during the period of suspension. If the board of education after hearing said charges shall by a two-thirds vote of all the members determine that said charges have been sustained, it may by the same vote remove said superintendent from his office. No member of the board shall be entitled to vote on the removal of said superintendent unless he or she has been present at the entire hearing of such charges, provided that any member of the board who has not been present may vote for the removal of said superintendent, if such member has read a transcript of all the testimony taken on said hearing during his absence therefrom, and shall file with the board an affidavit to this effect. If said charges are not sustained by a two-thirds vote of all the members of said board, or if after said charges are sustained, the superintendent is not removed from office as a result thereof, said superintendent shall be reinstated in his position and shall be allowed his salary for the time that he has been under suspension, together with the costs of defending himself against said charges, including a reasonable fee for his attorney to be fixed and allowed by the board. If the charges are sustained, and as a result thereof said superintendent is removed from office, no further salary shall be allowed to said superintendent from the date of suspension. In the hearing and determination of said charges filed against said superintendent, the judgment of said board of education shall be final, unless in determining the sufficiency of said charges said board of education commits a clear abuse of discretion.

The superintendent shall have the powers and duties specified by the charter for department heads, in addition to such powers and duties as may be fixed by general law.

The positions of superintendent and deputy superintendent shall be filled only by persons of expert or technical training, but shall not be subject to any provisions of this charter prescribing a residence qualification for office.

appointees, provided, however, that during their incumbency appointees such positions shall reside in the city and county, and in case any appointee all fail so to do, his appointment shall at once be revoked by the board.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Discussion.

Mr. Irving Breyer, attorney for the Board of Education, announced that the Board of Education would have no objection to the proposed charter amendment as presented.

Supervisor Roncovieri, however, announced that he desired to offer an amendment. The present salary of the Superintendent of Schools is \$10,000 per annum; that amount should be set forth in the amendment. He would, therefore, move that the second sentence in the first paragraph of Section 136, reading "He shall be appointed by said board to serve for a term of four years and he shall receive such salary as may be fixed by the board," be amended to read "He shall be appointed by said board to serve for a term of four years, and he shall receive an annual salary of \$10,000." As it is now, continued Supervisor Roncovieri, it is possible for the board either to increase or to reduce the salary of the Superintendent of Schools. That salary should be fixed. Motion seconded by Supervisor Shannon.

Mr. Breyer, speaking on Supervisor Roncovieri's proposed amendment, informed the Board that the Board of Education now enters into a four-year contract with the Superintendent of Schools, and the amount of salary is named therein.

Supervisor O'Gara suggested that in lieu of Supervisor Roncovieri's amendment, the second sentence of the first paragraph of Section 136 be amended by adding thereto the words "at the time of said appointment," making that sentence read "He shall be appointed by said board to serve for a term of four years and he shall receive such salary as may be fixed by the board at the time of said appointment."

Supervisor Roncovieri opposed Supervisor O'Gara's suggestion.

Thereupon, Supervisor O'Gara suggested a further amendment to Supervisor Roncovieri's amendment, by adding thereto, the words "unless an increase thereof shall be authorized by the Board of Supervisors."

Supervisor Roncovieri opposed Supervisor O'Gara's further amendment. If such amendment were approved, the same provision should apply for the City Attorney, the Mayor, the Controller, the Chief Administrative Officer and other city officials whose salaries are at present fixed by charter.

Supervisor O'Gara thereupon moved that Supervisor Roncovieri's amendment be amended by adding thereto, in accordance with his foregoing suggestion, the words "unless an increase thereof shall be authorized by the Board of Supervisors." Motion seconded by Supervisor Gallagher.

Supervisor Colman opposed any amendment designed to fix the salary of the Superintendent of Schools. That matter should be left to the Board of Education.

Thereupon, Supervisor Roncovieri suggested as a further amendment to the amendment, that there be added the words "by a two-thirds vote of the Board of Supervisors." No action taken.

Supervisor Roncovieri thereupon, after further brief discussion, accepted the proposed amendment by Supervisor O'Gara.

Amendment Approved.

Whereupon, the roll was called and the amendment offered by Supervisor Roncovieri and further amended by Supervisor O'Gara, making the second sentence of the first paragraph of Section 136, read as follows. "He shall be appointed by said board to serve for a term of four years, and he shall receive an annual salary of \$10,000, unless an increase thereof shall be authorized by the Board of Education," was *approved* by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon—8.

Noes: Supervisors Colman, Uhl—2.

Absent: Supervisor Green—1.

Privilege of the Floor.

Mr. Milton Marks, on motion by Supervisor Shannon, was granted the privilege of the floor. Mr. Marks urged that there be presented to the people a proposed charter amendment to provide for an elective Board of Education, either by further amendment to the amendment heretofore discussed or by an additional amendment. In California the election of the Board of Education is the rule rather than the exception.

Whereupon, the Chair announced he would refer the proposed amendment to the Judiciary Committee for consideration.

Supervisor O'Gara, Chairman of the Judiciary Committee, thereupon announced that in view of Mr. Marks' proposed amendment, further consideration be postponed until Monday and that Mr. Bush and any other members of the Board of Education who might be interested in the matter be invited to attend the meeting on Monday.

However, Mr. Breyer urged that vote on the amendment already discussed be not postponed inasmuch as the amendment proposed by Mr. Marks would be entirely separate.

After further brief discussion, Supervisor Shannon moved the previous question.

The City Attorney, however, announced that he had rewritten the amendment as proposed by Supervisors Roncovieri and O'Gara and approved by the Board. The amendment should read: "He shall be appointed by said board to serve for a term of four years, and he shall receive an annual salary of \$10,000, unless an increase in said salary shall be fixed by the board of education and approved by the board of supervisors."

The changed language of the amendment was *accepted* by the Board in lieu of the amendment as originally approved.

Ordered Submitted.

Thereupon, the roll was called and the proposed charter amendment, amended to read as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT

SUPERINTENDENT OF SCHOOLS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools, for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools and for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

SUPERINTENDENT OF SCHOOLS

Section 136. The superintendent of schools shall be the executive officer of the board of education. He shall be appointed by said board to serve for term of four years, and he shall receive an annual salary of \$10,000, unless an increase in said salary shall be fixed by the board of education and approved by the board of supervisors. The incumbent in the office of superintendent on the first day of July, 1942, shall continue to serve at the pleasure of the board.

During his term of office the superintendent may be removed from his office, as in this section hereinafter provided, for misconduct or incompetency after charges setting forth the nature and character of said misconduct or incompetency are filed against the said superintendent. Said charges must be in writing and shall be signed by at least two members of the board of education. A copy of said charges, together with a notice of the time and place of the hearing on the same, shall within five days after the filing of the same be served upon the said superintendent. The mailing of a copy of said charges, with notice of time and place of hearing on the same, by United States registered mail, with the proper amount of postage prepaid thereon, addressed to said superintendent at his last known place of residence, shall be deemed to be a service of said charges as provided for in this section. A public hearing on said charges shall be had by the board of education not less than ten, nor more than twenty, days after the filing of said charges, provided that full power and authority is hereby given to the board of education to continue said hearing from time to time not to exceed sixty days from the commencement thereof, provided that for good cause said board may grant a further continuance on said hearing. The superintendent shall have the right to answer said charges, to appear at the hearing thereof and to be represented by counsel thereat for the purpose of defending himself against said charges. Pending the determination of said charges, the superintendent

may be suspended from his office by a majority vote of the board of education, and the board may appoint a qualified person to discharge the duties of said superintendent during the period of suspension. If the board of education after hearing said charges shall by a two-thirds vote of all the members determine that said charges have been sustained, it may by the same vote remove said superintendent from his office. No member of the board shall be entitled to vote on the removal of said superintendent unless he or she has been present at the entire hearing of such charges, provided that any member of the board who has not been present may vote for the removal of the superintendent, if such member has read a transcript of all the testimony taken on said hearing during his absence therefrom, and shall file with the board an affidavit to this effect. If said charges are not sustained by a two-thirds vote of all the members of said board, or if after said charges are sustained, the superintendent is not removed from office as a result thereof, said superintendent shall be reinstated in his position and shall be allowed his salary for the time that he has been under suspension, together with the costs of defending himself against said charges, including a reasonable fee for his attorney to be fixed and allowed by the board. If the charges are sustained, and as a result thereof said superintendent is removed from office, no further salary shall be allowed to said superintendent from the date of his suspension. In the hearing and determination of said charges filed against said superintendent, the judgment of said board of education shall be final unless in determining the sufficiency of said charges said board of education commits a clear abuse of discretion.

The superintendent shall have the powers and duties specified by the charter for department heads, in addition to such powers and duties as are fixed by general law.

The positions of superintendent and deputy superintendent shall be held only by persons of expert or technical training, but shall not be subject to any provisions of this charter prescribing a residence qualification for officers or appointees, provided, however, that during their incumbency appointed to such positions shall reside in the city and county, and in case any appointee shall fail so to do, his appointment shall at once be revoked by the board.

Approved as to form by the City Attorney.

Ayes: Supervisors Brown, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovito, Shannon, Uhl—9.

No: Supervisor Colman—1.

Absent: Supervisor Green—1.

Ordered Submitted.

Supervisor O'Gara, seconded by Supervisor Shannon, moved that the following proposed charter amendment be ordered submitted to the electors at the election of November 3, 1942:

CHARTER AMENDMENT.

LIMITED TENURE APPOINTMENTS.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 145.1, Limited Tenure

appointments, relating to limited tenure appointments in time of war when eligibles from regularly established lists are not available for appointment.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the charter of said City and County by adding Section 145.1 thereto, Limited Tenure Appointments, relating to limited tenure appointments in time of war when eligibles from regularly established lists are not available for appointment.

Section 145.1. When in time of war declared by the Congress of the United States eligibles are not available for appointment from registers established through the regular examination procedure as provided under Section 145 hereof, the civil service commission may qualify applicants for wartime appointments to entrance positions through informal and non-competitive tests. Such tests and appointments resulting therefrom shall be governed solely by the provisions of this section and by rule of the civil service commission adopted pursuant thereto and the tests shall be adequate in the judgment of the civil service commission to determine the capacity of applicants to perform the duties of the positions to be filled pending creation of lists of eligibles through the regular examination procedure as provided in Section 145 hereof. Appointments made under the provisions of this section shall be designated "limited tenure appointments" and may continue only until registers of eligibles are established through the regular examination procedure provided in Section 145 hereof but in no event to exceed six months beyond the cessation of hostilities. Applicants who qualify for limited tenure appointments under the provisions of this section shall be appointed to positions in order of priority of filing applications. Limited tenure appointments may be terminated by the appointing officer at any time for lack of work or funds. Limited tenure appointments may be terminated by the appointing officer for good cause at any time with the approval of the civil service commission without reference to the procedures governing removals set forth in Section 154 hereof. Persons serving under limited tenure appointments as in this section provided shall by reason of such service acquire no right or preference to permanent civil service status as defined elsewhere in this charter or by rule of the civil service commission which is conferred on persons completing promotional appointments made from lists of eligibles established through the regular examination procedures provided in Section 145 of the charter.

Non-civil service appointments in the absence of civil service eligibles as provided in Section 149 of this charter shall not be authorized if applicants qualified for limited tenure appointments are available. The civil service commission shall make every effort consistent with current conditions to maintain adequate registers of eligibles established through the regular examination procedure provided in Section 145 hereof. If its annual appropriation is insufficient to meet the cost of the examinations required to establish registers of eligibles through the examination procedures set forth in Section 145 hereof, to qualify applicants for limited tenure appointments as herein provided, the commission shall report to the mayor the estimated cost thereof and the mayor shall request and the supervisors shall make supplemental appropriations therefor in the manner provided herein for supplemental appropriations.

The civil service commission shall adopt rules to carry out the provisions of this section and to govern the administration of limited tenure appointments.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Ordered submitted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Meyer, O'Gara, Shannon, Uhl—8.

Absent: Supervisors Green, Mead, Roncovieri—3.

Refused Submission.

The following proposed charter amendment was taken up:

CHARTER AMENDMENT

CONTRACTS

PUBLIC WORKS AND PURCHASING CONTRACTS

NOTE: Additions are indicated by *light face italics*.

Describing and setting forth a proposal to the electors of the city and county of San Francisco to amend the charter of said city and county amending Section 95 thereof by providing that repair and maintenance work may be done by employees of said city and county, without letting contracts.

The Board of Supervisors of the city and county of San Francisco hereby submits to the electors of the city and county of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the charter of said city and county by amending Section 95 thereof so that the same shall read as follows:

"The construction, reconstruction or repair of public buildings, street utilities or other public works or improvements, and the purchasing of supplies, materials and equipment, when the expenditure involved in each case shall exceed the sum of one thousand dollars (\$1,000.00), shall be done by contract, except as otherwise provided by this charter. It shall constitute official misconduct to split or divide any public work or improvement into two or more units for the purpose of evading the contract provisions of this section. In an emergency, provided an actual emergency be declared by the board of supervisors to exist, and when authorized by resolution of said board, any public work or improvement may be executed in the most expeditious manner.

"Any public work or improvement estimated to cost less than one thousand dollars may be performed under contract or written order or by the employment of the necessary labor and purchase of the necessary materials and supplies directly by the city and county. Any public work or improvement executed by the city, other than routine repair work, shall be authorized by the chief administrative officer or by the heads of departments under the chief administrative officer, only after detailed estimates have been prepared and submitted by the head of the department concerned. There shall be separate accounting for each work or improvement so executed, which accounting shall include all direct, indirect and supervisory elements of cost chargeable to such work or improvement, and each cost

Accounting shall be reported to the chief administrative officer, or to the mayor when such work shall have been performed by departments not under the chief administrative officer. All such accounts shall be reported to the controller. Any public work or improvement costing less than one thousand dollars and not performed by the use of city and county labor, materials, and supplies shall, if not performed under contract, be covered by written order or agreement which shall be based on not less than three bids, notice of which shall be given by three days' posting. Records of such bids shall be kept by the department.

"When the expenditure for any public work or improvement shall exceed the sum of one thousand dollars, the same shall be done by contract, except otherwise provided in this charter. The head of the department in charge or responsible for the work for which a contract is to be let, or the purchaser of supplies in the case of purchases of materials, supplies and equipment, shall let such contract to the lowest reliable and responsible bidder not less than ten days after advertising by publication for two consecutive days for sealed proposals for the work, improvement or purchase contemplated. Each such advertisement shall contain the reservation of the right to reject any and all bids. The officer responsible for the awarding of any such contract shall require from all bidders information concerning their experience and financial qualifications, as provided by general law relative to such investigations authorized by departments of public works.

"The purchaser of supplies with the approval of the chief administrative officer, or the department head concerned with the approval of the board or commission to which he is responsible, may reject any and all bids and readvertise for bids.

"The department head or the purchaser of supplies, as the case may be, shall have power to sign such contract for the estimated expenditures thereunder not in excess of two thousand dollars (\$2,000.00). Any contract involving the expenditure of over two thousand dollars (\$2,000.00), if for the purchase of materials, supplies or equipment, shall require the joint approval of the purchaser of supplies and the chief administrative officer. If such contract is for any public work or improvement, it shall require the joint approval of the department head and the chief administrative officer relative to departments under his jurisdiction, or the signature of the department head and the approval by resolution of the board or commission concerned with departments not under the chief administrative officer.

The board of supervisors, by ordinance, shall establish procedure whereby appropriate city and county departments may file sealed bids for the execution of any work to be performed under contract. If such bid is the lowest, the contract shall be awarded to the department. Accurate unit costs shall be kept of all direct and indirect charges incurred by the department under any such contract, which unit costs shall be reported to and audited by the controller monthly and on the completion of the work.

In any case where the lowest gross price or unit cost bid is not accepted, if a contract is entered into with another bidder, written report shall be made to the chief administrative officer, the mayor and the controller by the officer authorized to execute the contract, with the reasons for failure to accept such lowest bid.

Repair, maintenance, renewal or painting of public buildings, streets, utilities

or other public works or improvements may be done by employees of the city and county, without letting contracts, and when so done, the provisions of this section shall not be operative."

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Discussion.

Supervisor Mead announced that he had presented the foregoing proposed charter amendment at the request of certain interested parties, and he moved that all interested citizens be given the opportunity to be heard.

Mr. Grover O'Connor explained that the purpose of the amendment is to make it permissive that maintenance work be done without requiring a call for bids where a job will run to \$1,000 or more. It will permit the Director of Public Works or the Manager of Utilities, if in their judgment they see fit, not to call for bids for repair and maintenance work.

The Chief Administrative Officer expressed opposition to the proposal. Mr. Wm. Coughlin, representing the Associated General Contractors, and Mr. Allen of the Laborers' Union, also opposed the submission of the proposed amendment.

Thereupon, the roll was called and the foregoing proposed charter amendment was *refused submission* by the following vote:

Noes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl—10.

Absent: Supervisor Roncovieri—1.

Subsequently during the proceedings, Supervisor Roncovieri, who was absent from the chambers at the time of the foregoing roll call, announced that had he been present he would have voted "no."

Amendment Withdrawn.

The following proposed charter amendment was taken up:

CHARTER AMENDMENT LIMITATION ON CLAIMS FOR DAMAGES

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by amending Section 87 thereof, relating to limitation on claims for damages.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of said City and County at an election to be held on the 3rd day of November, 1942, a proposal to amend Section 87 of the Charter, relating to limitation on claims for damages, to read as follows:

Section 87. All claims for damages whether arising from contract or tort against the city and county must be presented in writing and filed with the clerk of the board of supervisors within ninety days after the occurrence from which it is claimed the damages have arisen. Such claims must be verified by the oath of the claimant and must contain the name and address of the claimant, the date and place of the occurrence or injury for which damages are claimed, the nature and amount of said injuries or damages and the item

king up said amount; otherwise there shall be no recovery on any such claim or by reason of the said occurrence for which damages are claimed.

The clerk of the board of supervisors, upon receiving such claim for damages, shall forward same to the controller for recordation and transmittal to the city attorney.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Supervisor Green requested that, because of the number of proposals and charter amendments to be submitted to the voters at the November election, the foregoing proposed charter amendment be withdrawn.

No objection and so ordered.

Consideration of de Young Memorial Museum and of the California Palace of the Legion of Honor Postponed.

Supervisor MacPhee announced that the Joint Finance and Judiciary Committee, which had heretofore taken under advisement, proposed charter amendments making employees of the de Young Memorial Museum and of the California Palace of the Legion of Honor, subject to civil service, was now ready to recommend submission of those amendments to the people.

Supervisor O'Gara, however, reported that the City Attorney had stated he would consolidate both the foregoing mentioned amendments into one. Because the consolidated amendment was not yet ready for consideration by the Board, Supervisor O'Gara requested consideration be postponed until Monday, September 14, 1942.

No objection and so ordered.

Refused Submission.

The following proposed charter amendment was taken up:

CHARTER AMENDMENT

CREATING A PUBLIC RELATIONS COMMISSION

Section There is hereby created a public relations commission, the duties of said commission shall be to protect the rights of any group of residents of the city and county of San Francisco which may be subject to racial discrimination by reason of its color, race or creed, and to deal with special problems to which any such group may be subject by reason of color, race or creed of the members of said group, and to foster the existence and continuance of more harmonious relations of any such group with their fellow citizens in San Francisco, to the end that the members of any such group may have a better appreciation of their respective rights and duties and of all Americans, and thereby dwell in peace and harmony with their fellow citizens.

Said public relations commission shall consist of five members, each of whom shall be a person skilled in the handling of social and inter-racial problems. The members of said commission shall be appointed by the mayor. The terms of appointments to said commission shall be for one, two, three and four years, respectively, and as each of said appointments shall expire the mayor shall appoint a successor to said person whose terms shall have expired for a full term of four years. The mayor shall also have power to fill any

vacancy otherwise occurring in the membership of said commission, such appointment to be for the unexpired term of the person whose place is so filled. The members of said commission shall serve without compensation.

Said commission shall appoint an executive director who shall be the executive officer of said commission, and also a secretary of said commission, both of whom shall be exempt from the civil service provisions of the charter. The compensation of each of said persons shall be fixed in accordance with the budgetary and fiscal procedure provided for in the charter. Said commission may appoint such other employees, agents and assistants as may be authorized and provided for by the budgetary and fiscal procedure set forth in the charter.

All the provisions of Section 19 of the charter not in conflict with this section shall be applicable to said public relations commission.

The board of supervisors may confer on said commission such other powers and further powers as said board may see fit.

This section shall be effective on and after the 1st day of July, 1943.

Discussion.

Supervisor Mead urged submission of the foregoing proposed charter amendment. The people, he believed, should be given an opportunity to express themselves thereon.

Miss Sarah Jenkins, representing Negro Women's Housing Council, and Mrs. Williams, also representing the same organization, addressed the Board at length urging submission to the voters.

Supervisor O'Gara, in explanation of his vote, announced his intention to vote against submission. He agreed with Miss Jenkins that there was discrimination which should be eliminated. However, the proposed amendment, he believed, would result in a duplication of effort. This amendment, however, has not the support of the people most vitally interested, the National Association for the Advancement of Colored People. If the proposed amendment should be approved by the people it would mean an additional \$50,000 appropriation each year to provide for the proper functioning of the commission. He would vote "No" without prejudice to the subject matter.

Supervisor Roncovieri inquired if what was sought to be accomplished could not be done by ordinance rather than by a charter provision, to which the City Attorney replied that this proposal went beyond the ordinary duties of a municipality.

Thereupon, Supervisor Roncovieri suggested an amendment to provide that the duties set forth in the proposed charter amendment be given to the Public Welfare Department, to which the City Attorney replied that he could not supply the language for any such amendment.

Supervisor Mead objected to the proposed amendment by Supervisor Roncovieri; these people want their own representatives, not the Public Welfare Department.

Thereupon, the roll was called and the proposed charter amendment was *refused submission* by the following vote:

Ayes: Supervisors Gallagher, Green, Mead, Meyer, Shannon—5.

Noes: Supervisors Brown, Colman, MacPhee, O'Gara, Roncovieri, Uhl—6.

Consideration Postponed.

The following, from Judiciary, Legislative and Civil Service Committee, without recommendation, was taken up:

Present: Supervisors O'Gara, Green, Shannon.

CHARTER AMENDMENT**HEALTH SERVICE SYSTEM EMPLOYEES SUBJECT TO CIVIL SERVICE AND RETIREMENT PROVISIONS OF CHARTER.**

NOTE: Additions are indicated by *light face italic*.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the charter of said City and County amending Paragraph d, Subdivision 3 of Section 172.1 thereof relating to the Health Service System, so as to require that employees of said system other than the medical director be appointed pursuant to the civil service provisions of the charter, as follows:

Section 172.1:

Subdivision 1. A health service system for municipal employees is hereby established. Said system shall be administered by a board to be known as the Health Service Board. The members of the system shall consist of all employees of the City and County who are members of the retirement system and all teachers and employees of the board of education who are members of said retirement system. Any employee who adheres to the faith or teachings of any recognized religious sect, denomination or organization and, in accordance with its creed, tenets or principles, depends for healing upon prayer in the practice of religion shall be exempted from the system upon filing annually with the Health Service Board an affidavit stating such adherence and dependence and disclaiming any benefits under the system. The board shall have the power to exempt any person whose annual compensation exceeds forty-five hundred (\$4,500.00) dollars and any person who has otherwise provided for adequate medical care.

Subdivision 2. The Health Service Board shall consist of nine members elected by the members of the system. The first members of the board shall classify themselves by lot so that three shall serve for one year, three for two years and three for three years from and after May 15, 1937. Thereafter the term of office shall be three years. The president of the board shall act as the appointing officer under the civil service provisions of this charter for the appointing, disciplining and removal of such employees as may be authorized by the board. Each member of the board shall give bond in the sum of ten thousand (\$10,000.00) dollars, the premium on which shall be paid out of the funds of the system. Vacancies shall be filled for the unexpired term by a majority vote of the remaining members of the Board. Members of the Board shall be nominated by a written nomination of twenty members filed with the registrar of voters not earlier than April 1st nor later than April 15th of each year. The registrar of voters shall prepare ballots and shall furnish the same to all members of the system between April 15th and April 25th and shall receive the ballots between April 25th and May 7th and canvass and certify the result on May 8th. The registrar of voters shall

have power to make such regulations respecting the form, distribution and canvassing of the ballots as may be necessary to secure secrecy of the ballot and prevent fraud. The persons equal in number to the number to be elected who receive the greatest number of votes shall be declared elected. Not more than one employee of any one department or office may be a member of the Board. For the purpose of the first election, all employees eligible for membership in the system shall be deemed members.

Subdivision 3. The Board shall have power:

(a) By a two-thirds vote of the entire membership of the Board to adopt a plan or plans for rendering medical care to the members of the system, for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs, provided:

1. No member of the system shall be required to accept the services, medical supplies of any physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist or hospital selected by the Board, but, subject to rules and regulations of the Board, every member shall have the right to select, of his own choice, any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care as herein defined, who or which will render the required services pursuant to said rules and regulations, and the Board shall make provision for the exercise of such choice; and is hereby expressly prohibited from entering into any exclusive contract for the rendering of said services;

2. Any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care shall have the right to furnish such services or medical supplies at uniform rates of compensation to be fixed by the Board;

3. Such rates of compensation and any and all proposed contracts respecting the rendering of such services shall be reviewed by the retirement board of the City and County and shall not become effective unless and until approved by the retirement board. The retirement board may approve, refer to the Health Service Board for further consideration, or disapprove any matter or proposal which is within its jurisdiction under the provisions of this section, and it shall act within sixty (60) days after any matter has been submitted to it, and failure of the retirement board to approve, refer or disapprove the same within said period shall constitute an approval.

4. In January of each year, at public hearings, the Health Service Board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation paid for all services rendered and it may make such revisions therein as it deems equitable. Any such determination or revision shall be subject to review by the retirement board upon an appeal taken within thirty (30) days thereafter by a written petition filed with the retirement board and signed by not less than fifteen per cent. (15%) of the members of the system or not less than fifteen per cent. (15%) of those of any one of the following groups who have contracted to render services to the members of the system: Physicians and surgeons; persons licensed to treat human diseases without the use of drugs; dentists; nurses; pharmacists; hospitals; other agencies of medical care. A copy of such petition shall also be filed with the Health Service Board at the same time. The retirement board may approve or

approve such determination or revision of the Health Service Board by a majority of its members or refer the same to the Health Service Board for further consideration. Failure of the retirement board to approve, refer or disapprove such determination or revision within sixty (60) days after filing the petition shall constitute an approval.

5. The Health Service Board shall receive, consider and, within sixty (60) days after receipt, act upon any matter pertaining to the administration, operation or conduct of the health service system submitted to it in writing by any member of the system or any person who has contracted to render medical care to the members of the system.

6. The said retirement board is hereby authorized and empowered and it is hereby made its duty to exercise the powers and to perform the duties prescribed for it by this section.

(b) To put said plans into effect and to conduct and administer the same and, for all or any of said purposes, to contract therefore and use the funds of the system.

(c) To make rules and regulations for the transactions of its business, the granting of exemptions and the admission to the system of persons who are hereby made members thereof and such other officers and employees as may voluntarily become members of the system with the approval of the board.

(d) *To appoint a medical director and such other employees as may be necessary. The compensation of the medical director shall be fixed by the board and he shall hold office at its pleasure. The employees, other than the medical director, shall be subject to the civil service provisions of the charter, provided that all employees who are actually employed or who may be on military leave at the date of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date shall be continued in their respective positions and classifications as if appointed thereto after examination and certification from the civil service list of eligibles and shall thereafter be governed by and be subject to the civil service provisions of this charter. Prior to July first in each year the Health Service Board shall fix the compensation of its employees, which compensation shall be the same as the rates of compensation fixed by the Board of Supervisors, under the provisions of Section 151 of this charter, for similar classifications and services in other city and county departments.*

(e) To make provision for the participation in the benefits of the system by the dependents of members, retired municipal employees and temporary municipal employees, provided that such participation shall be without cost to the City and County.

Subdivision 4. The Board shall determine and certify to the Controller the amount to be paid monthly by the members of the system to a fund for the purposes of the system hereby created. The controller shall deduct said amounts from the compensation of the members and shall deposit the same with the Treasurer of the City and County to the credit and for the use of the system. Such deductions shall not be deemed to be a reduction of compensation under any provision of this charter. The Board shall have control of the administration and investment of the funds, provided that all investments shall be of the character legal for insurance companies in California. Disbursements from the fund shall be made only upon audit by the Controller

and the Controller shall have and exercise the accounting and auditing powers over the funds of the system which are vested in him by this charter with respect to all other municipal boards, officers and commissions.

Subdivision 5. The term "medical care" shall include the services of physicians, surgeons, nurses, persons licensed to treat human diseases without the use of drugs, hospitalization, medicines and appliances, and dental, optical and other medical treatments and services.

All acts performed and services rendered under the provisions of this section shall be performed in accordance with the provisions as to professional conduct prescribed by the statutes of the State of California regulating such professional conduct and services.

Medical care, as defined in this section, shall not be furnished or supplied to any member of the system by or in any of the public health and hospital facilities of the City and County, except that emergency medical and hospital care may be rendered to any member of the system in the usual course of emergency health service.

Subdivision 6. Members of the system shall have and possess no claim or recourse against any of the funds of the municipality by virtue of the adoption or operation of any plan for rendering medical care, indemnifying costs of said care or carrying insurance against such costs, but the claim and recourse of any such member shall be limited solely to the funds of the system. All expenses of the system shall be borne exclusively by the funds of the system and the City and County shall not appropriate or contribute funds in any manner for the purposes of the system hereby established as provided.

Approved as to form by the City Attorney.

August 31, 1942—Consideration continued until September 8, 1942.

Consideration postponed until Thursday, September 10, 1942.

On motion by Supervisor MacPhee, consideration was postponed until Monday, September 14, 1942.

Consideration Postponed.

The following recommendation of the Judiciary Committee was taken up:

Present: Supervisors O'Gara, Green.

CHARTER AMENDMENT No.

SALVAGE CORPS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 38.1 (Salvage Corps) relating to the acquisition and operation by the City and County of San Francisco of the facilities of the Underwriters' Fire Patrol.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by adding Section 38.1 thereto (Salvage Corps), relating to the acquisition and operation by the City and County of San Francisco of the facilities of the Underwriters' Fire Patrol.

Section 38.1. There is hereby created in the San Francisco fire department a division to be known as the salvage corps.

The duties of said salvage corps shall be the protection of property, during the period of any fire and immediately after said fire, from damage by smoke, water or flames. Said salvage corps shall be under the jurisdiction of the fire commission of the city and county of San Francisco. The personnel of said salvage corps shall not be transferred to any other branch or division of the fire department but shall at all times be subject to the orders of the chief engineer of the department in so far as actual service is concerned. The personnel of said salvage corps may be increased in accordance with the fiscal and budgetary procedure provided for in the charter, but members of any other branch or division of said fire department shall not be transferred to said salvage corps except after examination and certification as to eligibility by the civil service commission.

All persons employed in the uniformed force of the corporation known as the Underwriters' Fire Patrol of San Francisco, on the effective date of this amendment and who have been so employed for a period of six months next before the effective date of this amendment shall become members of said salvage corps and shall be deemed appointed as such in accordance with the civil service provisions of the charter and shall thereafter be entitled to all of the benefits thereof. Any person heretofore employed in the uniformed force of said Underwriters' Fire Patrol of San Francisco who has been granted a leave of absence for military purposes and who had been so employed by said Underwriters' Fire Patrol of San Francisco for a period of six months next before the granting of said leave of absence, shall, on the expiration of his said leave, become a member of said salvage corps and also shall be deemed appointed thereto pursuant to the civil service provisions of the charter and entitled to all of the benefits thereof.

All persons who, on the effective date of this amendment, shall be serving as officers in said uniformed force of said Underwriters' Fire Patrol of San Francisco and who have been so serving for a period of six months prior hereto, shall continue to occupy their respective official positions, with the exception that such persons as may be serving in the position of sergeant shall become lieutenants in said salvage corps and the position of sergeant shall no longer exist.

The officers and members of said salvage corps shall receive respectively the salaries provided for captains, lieutenants and hosemen provided by Section 36 of the charter and for the purpose of determining the salaries of said hosemen, service rendered in the uniformed force of said Underwriters' Fire Patrol of San Francisco shall be deemed as service rendered in the service of the city and county of San Francisco.

Upon the actual taking over of the employees of said Underwriters' Fire Patrol of San Francisco, the members thereof coming into the employment of the city and county of San Francisco shall become members of the San Francisco city and county retirement system and shall be entitled to the benefits thereof and subject to the obligations thereof pursuant to the provisions of Section 165 of the charter.

All employees hereafter added to said salvage corps, including officers appointed thereto, other than those who may have been serving in the uniformed forces of said Underwriters' Fire Patrol of San Francisco and continue

in the service of the city and county of San Francisco pursuant to the provisions of this section, shall be appointed and hold their positions subject to the civil service provisions of the charter.

The tours of duty of the members of said salvage corps shall be the same as the tours of duty for other members of the uniformed force of the fire department as the same are set forth in Section 36 of the charter.

The physical and age requirements for future applicants and members of the Salvage Corps shall be the same as those applicable to applicants for and regular members of equal rank in the San Francisco Fire Department.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

On motion by Supervisor O'Gara, consideration of the foregoing proposed charter amendment was *postponed until Monday, September 14, 1942.*

Re-reference to Committee.

The following recommendation of Joint Finance, Public Utilities and Judiciary Committee was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Roncovieri, O'Gara, Green, Shannon

CHARTER AMENDMENT

STREET RAILWAY ACQUISITION CHARTER AMENDMENT

Section ——. For the purpose of the City and County of San Francisco taking over, acquiring and possessing all or any part of the properties of any street railway company or system, and for the unification, prevention of duplication of operation, and uniformity and standardization of fares and transfer of street railways and street railway systems now operating in the City and County of San Francisco and/or into adjoining counties, and for the standardization in accordance with the provisions of the charter of the wages of employees of all street railway systems now operating in said City and County and into adjoining counties and which may be acquired by said City and County, the Public Utilities Commission shall have full power and authority, and it is authorized to enter into such arrangements, agreements and contracts as in this section provided for the purpose of acquiring, taking and operating all or any part of the properties of any street railway company or system holding an operating permit from the City and County of San Francisco, the total amount to be paid for all of said railway systems to be taken or acquired not to exceed \$..... When any such railway system or the properties thereof are taken over or acquired by said Public Utilities Commission the same shall be merged with the then existing municipal railway system and shall become a part thereof and shall thereafter be operated therewith as the Municipal Railway of San Francisco.

Any such railway system or systems to be taken or acquired shall be taken and acquired upon such terms and conditions and at such price or prices as shall be recommended by the Public Utilities Commission and approved by the Board of Supervisors. The said purchase price for any such railway system and its properties shall be paid for solely from the receipts and revenues of the Municipal Railway of San Francisco when and after the same has been consolidated as herein provided. Any amount to become due under any agreement for the purchase, taking or acquisition of any such railway system shall

not be deemed to be a debt or obligation of the City and County of San Francisco in so far as the incurring of debts and obligations is prohibited by Section 18 of Article XI of the Constitution of California, provided that nothing herein contained shall prevent the City and County of San Francisco from issuing general obligation bonds with the approval of a two-thirds vote of the electors of the City and County of San Francisco or bonds payable wholly out of the revenue of said Municipal Railway as hereinafter provided, the proceeds of which bonds shall be used to pay all or any part of the purchase price which may be due or which might become due under any agreement for the purchase, taking or acquisition of any such railway system or its properties.

Any agreement for the taking, purchase or acquisition of any such railway system hereinbefore referred to when approved by the Board of Supervisors shall be executed by the Public Utilities Commission, and any amount to be paid according to the terms of said agreement may be made payable in installments to become due at such times as may be agreed upon by the Public Utilities Commission with the approval of the Board of Supervisors and the owner or owners of said railway system. Any and all amounts to be paid pursuant to the provisions in such agreement for the taking, purchase or acquisition of any such railway system shall be deemed to be a part of the operating expenses of said Municipal Railway and shall be paid from the revenues thereof pursuant to the provisions of Section 127 of the Charter. Said agreement herein referred to may be amended, changed or modified by the Public Utilities Commission, with the approval of the Board of Supervisors and the consent of the owner or seller of said railway system.

Full power and authority is hereby given to the Public Utilities Commission, with the approval of the Board of Supervisors, to provide in the agreement hereinbefore referred to, for the setting up and maintaining of such reserves and funds in accordance with the existing provisions of the Charter from the receipts and revenues of the Municipal Railway as may be necessary to carry out the provisions of said agreement, and to meet all payments to become due according to the terms of said agreement at the times provided therein, and it shall be the duty of said Public Utilities Commission to provide and maintain all such reserves and funds from the receipts and revenues of said Municipal Railway as said agreement shall provide.

All persons employed on the 1st day of August, 1942, in the operating service of any railway system acquired pursuant to the provisions of this section of the charter (and operating service shall include the accounting, office and claims departments of such system) as determined by the Public Utilities Commission to be necessary for the conduct of the Municipal Railway system, shall continue in their respective positions and shall be deemed appointed to such positions in accordance with the civil service provisions of the charter and shall be entitled to all the benefits thereof for the period of time during which the city shall continue to operate said railway system under any agreement entered into for the taking, acquisition or operation of the same. Should the city permanently acquire any such railway system, all such persons employed in the operating service of said railway system at the time the same was taken over by the Public Utilities Commission, pursuant to the provisions of this section, shall become permanent employees of the City and County of San Francisco in the department of the Municipal Railway and

shall be entitled to all the benefits of the civil service provisions of the charter. Any of said employees who are taken into the employ of the Municipal Railway shall be subject to the residential qualifications of the charter after said railway system is permanently acquired by the city, but pending the permanent acquisition of said railway system and said properties, said employees shall not be subject to said residential qualifications provided for employees in this charter and if said Public Utilities Commission should not permanently acquire such railway system as provided in this section, then in that event, all employees taken over for the purpose of operating said system shall cease to be employees of the city and county.

While any agreement entered into between the Public Utilities Commission and the owner of said railway system remains in force and effect, said Public Utilities Commission with the approval of the Board of Supervisors may anticipate the maturity of any installment or amount to be paid pursuant to the provisions of said agreement whenever funds are available for said purpose. The Board of Supervisors, on the recommendation of said Public Utilities Commission, may submit to the electors of the City and County of San Francisco a bond issue for general obligation bonds and, when the same is approved by a two-thirds vote of the electors voting at any election held for said purpose, the proceeds of said bonds shall be used to pay any amount due under said agreement of purchase or acquisition.

In lieu of submitting a proposition for the issuance of general obligation bonds as hereinbefore provided, the Board of Supervisors may submit to the electors of the City and County a proposition to authorize the Public Utilities Commission to issue bonds or other evidences of indebtedness which shall be payable, both as to the principal sum thereof and as to the interest to accrue thereon, wholly from the revenues of the Municipal Railway system.

If the proposition to issue said bonds payable wholly from the revenue of said Municipal Railway system shall be approved by a majority of the electors voting on said proposition, the Public Utilities Commission is hereby authorized to issue said bonds payable wholly out of the revenues of said Municipal Railway system in an amount, and on the terms and conditions which shall have been set forth and stated in the proposition submitted to the electors for the issuance of said bonds.

When said bonds are issued and sold the proceeds of said sale shall be used first, to pay any and all amounts which may be unpaid under said agreement of purchase or acquisition entered into pursuant to the provisions of this section, and then such additional amounts as may be provided for in said proposition submitted to the electors for the issuance of said bonds shall be used for the repair, reconstruction, additions and betterments to said Municipal Railway system.

The provisions of this section shall not be deemed authority to issue bonds payable wholly out of revenue except for the purposes in this section provided, and bonds payable out of the Municipal Railway funds shall not exceed \$..... Full power and authority is hereby conferred upon the Board of Supervisors in submitting any proposition to the electors for the issuance of bonds payable wholly from the revenues of said Municipal Railway, to determine the amount of said bonds, not to exceed the sum above specified, and all the terms and conditions thereof, and when the amount of

id bonds and the terms and conditions thereof as provided for by said Board of Supervisors, has been approved by a majority of the voters voting on said proposition, the Public Utilities Commission shall have full power to issue and sell said bonds and to use the proceeds of said sale for the purposes provided for in said proposition.

Any time that the Public Utilities Commission fails or neglects to pay any amount which may become due according to the terms of any agreement for the taking, purchase or acquisition of any railway system, the owner of said railway system may terminate said agreement and all amounts paid under and pursuant to the terms of said agreement shall become the property of the company, firm or corporation from which said system had been taken, or from whom it was being acquired, as liquidated damages if said agreement so provides. Provided that said company, firm or corporation shall have no further claim against said Public Utilities Commission or against the City and County for failure to purchase and acquire said railway system in accordance with the terms of said agreement. Provided further, that said company, firm or corporation selling said system or properties, or from whom the same has been taken or acquired, shall give reasonable notice to the Public Utilities Commission of its intention to terminate said agreement by reason of the breach thereof, the period of said notice to be specified in said agreement, and at any time during said period said Public Utilities Commission may complete the purchase of said system or properties in accordance with the terms of said agreement.

When the Public Utilities Commission shall desire to abandon service over any portion of any street railway system taken or acquired pursuant to the provisions of this section, said Commission shall report the abandonment of said service to the Board of Supervisors, stating the reasons therefor, and any person feeling aggrieved by said abandonment of said service may appeal to the Board of Supervisors from the action of said Public Utilities Commission in abandoning said service, and if nine members of said Board of Supervisors shall vote to restore said service, the same shall be restored.

Approved as to form by the City Attorney.

August 31, 1942—Consideration continued until September 8, 1942.

The foregoing proposed charter amendment was, on motion by Supervisor Brown, referred to Judiciary Committee.

Action Deferred.

Authorizing Public Utilities Commission to Enter Into Lease With Market Street Railway Company for Acquisition of Its Transportation Facilities, With an Option to Purchase.

(Series of 1939)

Bill No. 1741, Ordinance No., as follows:

Authorizing Public Utilities Commission to enter into lease with Market Street Railway Company for acquisition of its transportation facilities, with an option to purchase.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities Commission, adopted May 25, 1942, the said Commission is hereby authorized and directed to enter into a lease with the Market Street Railway Company which lease shall, among other things, provide for the acquiring of the use of all the operating properties of the said

company, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, carbarns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

July 6, 1942—Consideration continued until July 20, 1942.

July 20, 1942—Consideration continued until August 3, 1942.

August 3, 1942—Consideration continued until August 17, 1942.

August 17, 1942—Consideration continued until August 31, 1942.

August 31, 1942—Consideration continued until September 8, 1942.

Note: Pursuant to motion made by Supervisor Green on July 20, 1942, the above matter is to be considered by the Board of Supervisors sitting as a Committee of the Whole.

Note: Motion to table, made by Supervisor MacPhee at meeting held August 31, 1942, pending.

Consideration continued along with proposed Street Railway Acquisition Charter Amendment until Thursday, September 10, 1942.

Consideration continued until Monday, September 14, 1942.

Consideration Postponed.

CHARTER AMENDMENT

SALARIES OF CERTAIN EMPLOYEES OF THE SAN FRANCISCO MUNICIPAL RAILWAY

NOTE: (Additions are indicated by *light face italics*.)

The annual salary ordinance will take care of the progressive payments without putting it in the charter.

Amendment to section 125 of the San Francisco charter, regulating salaries of certain employees of the San Francisco municipal railway:

Section 125. Persons employed as platform men or bus operators in the operating department of the municipal railway system shall be subject to the following conditions of employment: The basic hours of labor shall be eight hours, to be completed within ten consecutive hours; there shall be one day of rest in each week of seven days; all labor performed in excess of eight hours in any one day, or six days in any one week, shall be paid for at the rate of time and one-half; *the compensation of inspectors, class SI-10, shall be not less than \$200.00 and not more than \$240.00 per month; the compensation of day dispatchers, class SI-20, shall be not less than \$260.00 and not more than \$275.00 per month.*

month; the compensation of the Supervisor of Schedules, class S121, shall be not less than \$260.00 per month and not more than \$275.00 per month.

NOTE: Submitted to the San Francisco Board of Supervisors by Municipal Streetcar Men's Union, Division 518.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration continued until Monday, September 14, 1942.

Consideration Postponed.

CHARTER AMENDMENT

POWERS AND DUTIES OF CHIEF ADMINISTRATIVE OFFICER

NOTE: (Additions are indicated by *light face italics*.)

Describing and setting forth a proposal to the electors of the city and county of San Francisco to amend the charter of said city and county by amending section 60 thereof relating to Powers and Duties of Chief Administrative Officer by providing that each year a sum not less than \$3,000 shall be made available from the publicity and advertising fund to be appropriated for the annual Independence Day celebration.

Section 60. The chief administrative officer shall be responsible to the mayor and to the board of supervisors for the administration of all affairs of the city and county that are placed in his charge by the provisions of this charter and by ordinance, and to that end he shall have power and it shall be his duty to exercise supervision and control over all administrative departments which are under his jurisdiction; to appoint the heads of departments under his control and the members of advisory and other boards provided by this charter or by ordinance to be appointed by the chief administrative officer; to prescribe general rules and regulations for the administrative service under his control; to have a voice but no vote in the board of supervisors, with the right to report on or to discuss any matter before the said board concerning the affairs of the departments in his charge; to make such recommendations and propose such measures to the mayor, the board of supervisors or committees thereof, concerning the affairs of the city and county in his charge as he may deem necessary; to coordinate the functioning of the several departments of the city and county charged with powers and duties relating to control of traffic; *to budget and control publicity and advertising expenditures of the city and county; provided, however, that there shall be made available out of such fund each year not less than the sum of \$3,000 to be appropriated for the annual Independence Day celebration.*

The chief administrative officer may designate an officer or an employee in any department under his jurisdiction to exercise the powers and perform the duties of any county office not specifically designated by this charter.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration postponed until Monday, September 14, 1942.

Consideration Postponed.

CHARTER AMENDMENT

ECONOMIC SURVEYS IN CONNECTION WITH COMPENSATION OF MUNICIPAL EMPLOYEES

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by adding thereto a new section to be designated Section 70.2, requiring the Board of Supervisors to make an annual survey of economic conditions with a view to increasing the compensations of municipal employees in accordance therewith.

Section 70.2. In January of each year the board of supervisors shall make inquiry of the appropriate agencies of the governments of the United States and of the State of California as to what increase, if any there has been in the cost of food, clothing, transportation and housing in the city of San Francisco since the date or dates of the latest standardization or fixing of the rates of compensation of city employees. Upon ascertaining any such increases and the rates or percentages thereof the board shall have power and authority to increase the rates of compensation of all employments of the city and county over and above the standardized or fixed rate by a percentage not greater than such ascertained rate or percentage of increase in the cost of food, clothing, transportation and housing. Such increases in the rate of compensation shall be incorporated in the annual budget and annual salary ordinance.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration postponed until Monday, September 14, 1942.

Consideration Postponed.

Note: The two following Charter Amendments are to be submitted as one measure

CHARTER AMENDMENT

LEAVES OF ABSENCE

Section 153. Leaves of absence to officers and employees of the city and county shall be governed by rules established by the civil service commission, provided that leave of absence to any officer or employee for the purpose of leaving the city and county, taking a position outside of the city and county service, or accepting a position in some department or office of the city and county other than the one in which he is employed and where the duties are in no way related to the duties covered by his civil service classification, shall be limited to six months; and provided, further, that no limit shall be placed on a leave of absence granted to enable an officer or employee to accept promotion to a non civil service position in the same department in which he holds civil service status, or promotion to co-related work in another department or office of the city and county.

Leaves of absence shall be granted to officers and employees of the city and county of San Francisco, including persons on lists of eligibles for appointment and persons under probationary appointment and including non-certificated officers and employees of the San Francisco Unified School District as well as those persons under probationary appointment therein, for terms of service in the armed forces of the United States or the State of California or by reason of service in the Merchant Marine of the United States, in time of war and for such time thereafter as may be provided by rule of the Civil Service Commission but not to exceed two years after the proclamation of peace, except in case of disability incurred in the line of duty and continuing beyond such period. In addition to such leaves and on the recommendation of the Civil Service Commission, the Board of Supervisors, by a three-fourths vote, may provide by ordinance that leaves of absence shall be granted to officers and employees of the city and county of San Francisco, including persons on lists of eligibles who have been reached for certification and persons under probationary appointment and including non-certificated officers and employees of the San Francisco Unified School District as well as those persons under probationary appointment therein, for service in connection with the war effort other than those services enumerated above. If a person on such leave has been appointed to a permanent position, he shall be entitled to resume such position at the expiration of his leave, and if any civil service rights accrue to any appointee by reason of seniority, the term of service shall be reckoned a part of his service under the city and county, exclusive of service under the retirement provisions of his charter. If persons on such leave have standing on eligible lists and are reached for certification they shall retain their places thereon, and upon presenting an honorable discharge from such service shall be preferred for appointment in the order of standing upon such register at the time of enlistment and before candidates securing standing through an examination held subsequent to such enlistment. The provisions of this paragraph shall apply to all persons granted leaves of absence since December 7, 1941, for service in said armed forces of the United States and the State of California and the Merchant Marine of the United States.

Whenever any officer or employee of the city and county of San Francisco, or any uncertificated officer or employee of the unified school district of said city and county, including persons under probationary appointment, or any person having rank or place on any civil service list of eligibles for appointment to any position under the government of said city and county, or to any uncertificated position under said unified school district, shall by order of the Government of the United States or by lawful order of any of its departments or officers, or by lawful order of the State of California, or any of its departments or officers, be directed in time of peace, to report for service or training in any branch of the military or naval forces of the United States, or in the National Guard of the State of California, and shall be inducted into said service, or into any service for national defense or preparedness, or who, in time of peace, in response to any call from the Federal or State governments to enlist for service or training in any branch of the military or naval forces of the United States, or in the National Guard of California, shall so enlist, said officer or employee shall be entitled to a leave of absence from his office or position during the time of his enlistment or service and for a period of three months after the expiration thereof.

Employees or eligibles entering or being inducted into said service shall prior thereto, file with the Civil Service Commission a copy of the order requiring such service. If said person so enlisting or serving is on an civil service list of eligibles, he shall maintain his place on said list during the period of said service unless the list shall expire prior thereto, but if his name has been reached for certification to any permanent position during said period of service, and he has filed a copy of the orders requiring such service with the Civil Service Commission as herein provided, he shall be preferred for appointment at the end of his service, a temporary appointment shall be made to said position to serve during the leave of absence of said person whose name is reached for certification, and on expiration of said leave, said person shall be certified for appointment to said position. The Civil Service Commission shall have full power and authority to make all necessary rules not in conflict with this section, to carry its purposes into effect.

The Civil Service Commission, by rule and subject to the approval of the board of supervisors by ordinance, shall provide for leaves of absence due to illness or disability, which leave or leaves may be cumulative, if not used as authorized, provided that the accumulated unused period of sick leave shall not exceed six months, regardless of length of service, provided further that violation or abuse of the provisions of said rule and ordinance by any officer or employee shall be deemed an act of insubordination and inattention to duties.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration postponed until Monday, September 14, 1942.

Consideration Postponed.

CHARTER AMENDMENT

Section 161. Continuous service shall be defined by the board of supervisors but the absence of any officer or employee of the city and county from service caused by reason of the service of such officer or employee in the military or naval forces of the United States in any war in which the United States has engaged, shall not be deemed to be absence from service for the purposes of the retirement system and such officer or employee shall receive credit under the retirement system, for the period of such absence, in the same manner as if he had not been absent.

Any member of the retirement system who is absent after September 14, 1940 from the service of the city and county, by reason of service or training in the armed forces of the United States, or the State of California; the Merchant Marine of the United States, or any service connected with the war effort for which leaves of absence shall be authorized pursuant to Section 153 of the charter, or any such member who is absent after September 14, 1940 from the service of the city and county, by reason of a mandatory order of the government of the United States or the State of California, may elect within four months after the effective date hereof or within four months after the beginning of such absence, to contribute to said retirement system while serving in said forces, and at times and in a manner to be fixed by the retirement board, amounts equal to the contributions which he would have

been required to make from the beginning of said absence, or from the date of said election, had he remained on duty in the position he occupied and at the compensation being earned by him immediately prior to the beginning of said absence. The city and county shall contribute to the retirement system on account of any member who exercises affirmatively the election provided herein, in the same manner and amounts as if said member were not absent from said service. If the member's base pay in said service shall be less than one hundred dollars per month, city and county, in lieu of said member, shall contribute also said amount which the member would otherwise contribute under said election, and said contributions shall be administered as if made by said member.

It is the purpose of the paragraph next preceding, to place a member who is absent from the service of the city and county by reason of service or training as set forth in paragraph next preceding, and who contributes or for whom contributions are made under the election herein provided, in the same status under the retirement system, as that which he would have occupied had he remained on duty in the position he occupied immediately prior to the beginning of said absence and charter and ordinance provisions governing the retirement system, shall apply to said member with like effect as if he were not absent. If, however, a member who exercises affirmatively the election provided herein, shall default in any of the contributions due to the retirement system under said election, and if said contributions are not made for him, then he shall be considered absent from service during the period covered by said defaulted contributions, the same as if he had not exercised affirmatively said election, and he shall not receive credit as service for the city and county, for the period covered by said defaulted contributions; but the absence during said period of default, shall not break the continuity of service required of such member to entitle him to a pension or retirement allowance, as provided under the retirement system.

Any member of the retirement system who is absent from the service of the city and county by reason of service or training set forth in the second paragraph of this section, and who does not affirmatively exercise election herein provided, shall not receive credit as service for the city and county, for the period of such absence, but the absence shall not break the continuity of service required such member to entitle him to a pension or retirement allowance as provided under the retirement system.

Approved as to form by the City Attorney.

Consideration postponed until Thursday, September 10, 1942.

Consideration postponed until Monday, September 14, 1942.

Consideration Postponed.

CHARTER AMENDMENT.

REAL ESTATE BROKERS' COMMISSIONS FOR SALE OF CITY PROPERTY.

NOTE: Additions are indicated by *light face italics*.

Section 92. Any real property owned by the city and county, excepting lands for parks and squares, may be sold on the recommendation of the officer,

board or commission in charge of the department responsible for the administration of such property. When the board of supervisors, by ordinance, may authorize such sale and determine that the public interest or necessity demands, or will not be inconvenienced by, such sale, the director of property shall make a preliminary appraisal of the value of such property. The director of property shall advertise by publication the time and place of such proposed sale. He shall forthwith report to the department head concerned and to the supervisors the amount of any and all tenders received by him. The supervisors may authorize the acceptance of the highest and best tender, or they may, by ordinance, direct that such property be sold at public auction, date of which shall be fixed in the ordinance. No sale other than a sale at a public auction shall be authorized by the supervisors unless the sum offered shall be at least 90 per cent of the preliminary appraisal of such property hereinbefore referred to.

The director of property of the city and county of San Francisco may and said officer is empowered to list for sale or exchange any property of the city and county of San Francisco with any licensed real estate broker, and pay said broker the prevailing real estate commission for procuring said purchaser or change; it being further understood that said listings may be given as an open listing to all licensed real estate brokers who desire to work upon the sale or exchange of said parcel of real property.

Upon acceptance of the offer for sale or exchange in excess of 90 per cent of the appraised value by the real estate department of the city and county of San Francisco, the director of property shall submit the offer to the board of supervisors wherein a majority vote may approve the same at a public auction, it being understood the usual custom of the probate department of the superior court affecting sale of real estate shall prevail.

The proceeds of the sale of any property under the control of a department shall be applied by the supervisors to the purchase of additional land for the use of such department if required thereby. Otherwise such proceeds shall be applied to the purchase of additional real property for any city and county purpose, provided, however, that the proceeds of the sale of any property acquired for the use of any utility shall revert to the funds of said utility.

The director of property may, in lieu of sale, arrange for the trading of any real property proposed to be sold for other property required by the department in charge thereof, on the recommendation of the officer, board or commission in charge of such property and the authorization, by ordinance, of the board of supervisors.

Consideration continued until Monday, September 14, 1942.

Mayor Requested to Appoint Citizens' Committee for the Proper Observance of the 166th Anniversary of Constitution Day, September 17, 1942.

(Series of 1939)

Supervisor Green presented:

Resolution No. 2878, as follows:

Resolved, That the Mayor be and he is hereby requested to appoint a Citizens' Committee to properly observe the 166th Anniversary of Constitution Day, September 17, 1942.

Adopted by the following vote:

Ayes: Supervisors, Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**An Ordinance Providing the Basis of Compensation for the Use
by the City and County of Automobiles Privately Owned by
Officers and Employees.**

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

An ordinance providing the basis of compensation for the use by the City and County of automobiles privately owned by officers and employees.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Every officer and employee of the City and County of San Francisco who, with the approval of his department head, uses his privately owned automobile for the official business of said City and County shall be compensated for the actual number of miles so traveled at the rate or rates to be established hereunder by the Purchaser of Supplies.

The Purchaser of Supplies is hereby authorized and directed to establish mileage rates to be paid hereunder. The rates established by the Purchaser of Supplies shall be subject to the approval of the Chief Administrative Officer. The accounting to be rendered hereunder shall be as prescribed by the Controller.

It shall be unlawful for any officer or employee to be compensated for the use of his privately owned automobile for the official business of the City and County except in the manner herein provided.

Referred to Finance Committee.

**Requesting Commercial and Industrial Development Committee to
Hold Meetings on Plan to Utilize Service of Available Men and
Women in San Francisco Bay Area in Part-Time Employment
Connected With War Industry to the End That No Delays or
Stoppages of Work Shall Deter Prosecution of War Effort.**

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2879, as follows:

Whereas, the San Francisco Bay Area is the hub of war production and defense industries on the Pacific Coast in which hundreds of thousands of workers are engaged; and

Whereas, the directors of the Selective Service Act have indicated their intention in the very near future to call the physically qualified, unmarried men from defense work for service in the armed services thereby increasing the existing shortage of man power in this area; and

Whereas, in an endeavor to maintain their schedules, several of the local war production and defense industries are now endeavoring to recruit labor from other parts of the United States for employment in the San Francisco Bay Area; and

Whereas, because there already exists a housing shortage in the San Francisco Bay Area, any further importation of labor will but tend to aggravate an already perplexing problem; and

Whereas, if arrangements were made to utilize the services of the many residents of the San Francisco Bay Area who are willing and able to work part time or half shift the labor shortage would be considerably alleviated, thus aiding the war effort, and incidentally enhancing the incomes of persons thus engaged; now, therefore, be it

Resolved, That the Board of Supervisors does hereby invite public consideration of a plan having for its purpose utilization of the services

of available men and women in the San Francisco Bay Area in part time employment connected with war industry to the end that no delays or stoppages of work shall deter prosecution of the war effort; and be it

Further Resolved, That the Committee on Industrial Development of the San Francisco Board of Supervisors is hereby instructed to immediately hold meetings for the purpose of giving consideration to this plan and that representatives of labor, industry and government be requested to invite and participate in the discussion thereon.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

ADJOURNMENT.

There being no further business, the Board, at the hour of 6:00 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors September 28, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing are true and correct copies of the Journal of Proceedings of said Board of the dates hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, September 14, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, SEPTEMBER 14, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, September 14, 1942,
2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:
Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Ron-
covieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara.

Quorum present.

President Jesse C. Colman presiding.

Supervisor O'Gara was noted present at 2:30 P. M.

Supervisor Brown was noted present at 2:40 P. M.

Commendation for Supervisor Mead.

Supervisor Jesse C. Colman, President of the Board, immediately following roll call requested permission to bring up a matter out of order.

On his request being granted, Supervisor Colman stated: "When anyone, by his actions, does something that reflects credit upon himself and on his community, I think it is fitting and proper that not only his colleagues, but the press and the people who elected him to office should know the story. I am referring to our colleague, Dewey Mead."

Thereupon, Supervisor Colman requested the Clerk to read the following editorial published in the Milwaukee Journal:

"Put down the name of Dewey Mead, business agent for a San Francisco painters' union, as a wise leader who understands what this war is about and how greatly the government needs the cooperation of its workers.

"Mr. Mead was called upon to send thirty union painters to a federal housing project after other union painters had walked out because of a dispute. The manager of the project, moving heaven and earth to get the houses done, had asked the painters to use spray guns on the interior so that the places could be completed and shipyard workers moved in.

"These protesting painters would have none of it. They were going to use the slower paintbrush method, time limit or no time limit. So they quit the job. It was then that Mr. Mead was appealed to, and his response was most heartening. Listen to what he says:

"When the United States Government asks me for men and they are available, I am going to send them. The job has got to be done, regardless of how it is done, to get these shipyards rolling. If this were a private job, I would take the reverse attitude, but when it's the federal government, that's another thing."

"If America had more such union leaders as Dewey Mead, how things would roll. And the petty squabbles would be a bygone. Mr. Mead is not giving up or undercutting his unionism. He will fight the battle of spray guns versus paint brushes when there is time and opportunity. But he is sensible enough and patriotic enough to know that right now the need is to get the paint on that woodwork so that men can be moved into the shipyard area. In such crises peacetime rules do not hold.

"It is such men as Dewey Mead who will win the war."

Following the reading of the foregoing editorial, Supervisor Colman continued his remarks, stating that Supervisor Mead's action sets a precedent that can well be followed, not only by employees but by employers as well. Thereupon, he presented to the citizens present in the Chambers, as well as to his colleagues on the Board, Supervisor Dewey Mead.

Supervisor Mead thanked Supervisor Colman for his remarks, and briefly reported on the incident which had been reported in the local press and which was the subject of the foregoing editorial. He announced that although he had always had the interests of organized labor at heart, and would continue so, he recognized that labor owes its present standing, in great part, to the United States government. To win the war, the United States will need the support of organized labor, and he resented anyone doing anything detrimental to the success of the prosecution of the war.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Appropriating \$6,603, Public Utilities Commission, for Creation of Positions of Four Gardeners and One Addressing Machine Operator.

(Series of 1939)

Bill No. 1866, Ordinance No. 1780, as follows:

Authorizing a supplemental appropriation of \$5,130 from Appropriation No. 266-214-02 and \$1,473 from Appropriation No. 266-120-26, to create the positions of four O-58 Gardeners at \$135 per month and one B-302 Addressing Machine Operator at \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$5,130 is hereby appropriated from the surplus existing in Appropriation No. 266-214-02—Water Department-Maintenance-Transmission and Distribution, to the credit of Appropriation No. 266-110-14—Water Department-Permanent Salaries for employment of four permanent O-58 Gardeners; the sum of \$1,473 is hereby appropriated from the surplus existing in Appropriation No. 266-120-26—Water Department-Temporary Salaries, to credit of Appropriation No. 266-110-11—Permanent Salaries for employment of one permanent B-302 Addressing Machine Operator.

Section 2. The following positions are hereby created effective September 16, 1942:

4 O-58 Gardeners at \$135 per month.

1 B-302 Addressing Machine Operator at \$155 per month.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved as to Form by the City Attorney.

Approved as to Funds by the Controller.

Approved as to Classification by the Civil Service Commission.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Amending Salary Ordinance, Public Utilities Commission, Adding
Four Gardeners and One Addressing Machine Operator.**

(Series of 1939)

Bill No. 1867, Ordinance No. 1781, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 74, PUBLIC UTILITIES COMMISSION, SAN FRANCISCO WATER DEPARTMENT, by adding Item 15.1 1 B302 Addressing Machine Operator at \$155 per month, and by adding Item 44.1 4 O58 Gardeners at \$135 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance 1667, Section 74, is hereby amended to read as follows:

**Section 74. PUBLIC UTILITIES COMMISSION—(Continued)
SAN FRANCISCO WATER DEPARTMENT (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9. CONSUMERS' PREMISES				
1	2	U127	Water Service Inspector	\$ 193
1.1	1	U127	Water Service Inspector	192
1.2	1	U127	Water Service Inspector	190
1.3	1	U127	Water Service Inspector	182
1.4	1	U127	Water Service Inspector	175
2	1	U128	Chief Water Service Inspector	215
10. WATER SALES DIVISION—METER READING				
3	5	B247	Meter Reader	175
4	3	B247	Meter Reader	170
5	2	B247	Meter Reader	165
5.1	1	B247	Meter Reader	160
5.2	5	B247	Meter Reader	155
11. CONSUMERS' ACCOUNTS				
6	4	B222	General Clerk	175
7	1	B222	General Clerk	173
8	1	B222	General Clerk	172
9	9	B222	General Clerk	170
9.1	1	B222	General Clerk	155
10	5	B222	General Clerk (part time)	75
12	1	B228	Senior Clerk	200
13	2	B228	Senior Clerk	195
13.1	1	B228	Senior Clerk	195.50
14	1	B302	Addressing Machine Operator	172
15	1	B302	Addressing Machine Operator	170
15.1	1	B302	Addressing Machine Operator	155
16	10	B311	Bookkeeping Machine Operator	185
16.1	1	B311	Bookkeeping Machine Operator	175
16.2	1	B312	Senior Bookkeeping Machine Operator	195
17	4	B512	General Clerk-Typist	170
17.1	1	B512	General Clerk-Typist	155
18	1	U56	Asst. Supervisor, Consumer's Accounts	300

19	1	U60	Supervisor Consumers' Accounts	350
20	1	U62	Supervisor of Closing Bills	244.50
21	1	U63	Chief Adjuster	244.50

12. WATER SALES DIVISION—COLLECTIONS

22	1	B222	General Clerk	173
23	1	B222	General Clerk	180
24	15	B222	General Clerk	175
25	1	B222	General Clerk	172
26	9	B222	General Clerk	170
26.1	1	B222	General Clerk	170.50
26.2	2	B222	General Clerk	163
26.3	1	B222	General Clerk	160
27	2	B222	General Clerk	155
28	1	B228	Senior Clerk	200
29	1	B234	Head Clerk	250
30	1	B408	General Clerk-Stenographer	175
31	1	B408	General Clerk-Stenographer	155
32	1	B512	General Clerk-Typist	170
33	1	U52	Supervisor of Collections	300

13. DOCKS AND SHIPPING

34	1	B222	General Clerk	175
35	1	U51	Supervisor Docks and Shipping	275
36	1	U125	Hoseman, Ships and Docks	182
37	1	U125	Hoseman, Ships and Docks	170

14. CITY DISTRIBUTION DIVISION—GENERAL

38	1	B228	Senior Clerk	195
39	1	B356	Senior Storekeeper	275
40	1	B408	General Clerk-Stenographer	172
41	1	B512	General Clerk-Typist	170.50
42	1	B512	General Clerk-Typist	175
43	1	F252	Junior Civil Engineering Draftsman	160
43.1	1	F401	Junior Hydraulic Engineer	233
43.2	1	F401	Junior Hydraulic Engineer	175
44	1	O58	Gardener	155
44.1	4	O58	Gardener	135
45	2	O58	Gardener	150
45.1	1	O60	Head Gardener	169.50
46	4	U130	Reservoir Keeper	165
49	1	U142	Assistant Superintendent	350
50	1	U144	Superintendent	500

15. PUMPS

51	1	J 4	Laborer	194
52	7	O166	Fireman of Stationary Steam Engines.....	210
54	4	O168	Engineer of Stationary Steam Engines.....	258
55	1	O170	Asst. Chief Eng. of Stationary Steam Eng.	273

16. PUMPS—PENINSULA DIVISION

57	2	O166	Fireman of Stationary Steam Engines.....	210
58	1	U214	Pump Operator	175
59	4	U214	Pump Operator (relief)	175
61	1	U215	Head Pump Operator	200

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Authorizing Leasing of City-Owned Lands Acquired From the
Estate of Alfred Fuhrman, Deceased.**

(Series of 1939)

Bill No. 1868, Ordinance No. 1782, as follows:

Authorizing leasing of city-owned lands acquired from the Estate of Alfred Fuhrman, deceased.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 93 of the Charter, and in accordance with the recommendation of the Park Commission and the Library Commission, the Director of Property is hereby authorized and directed to arrange for leasing to the highest responsible bidder or bidders, at the highest monthly rentals, any portion or portions of that certain city-owned real property acquired from the Estate of Alfred Fuhrman, deceased, by Decree of Distribution, dated December 15, 1941, situated in the State of California and more particularly described as follows:

<i>Description M. D. B. & M.</i>	<i>Section</i>	<i>T. S.</i>	<i>R. E.</i>	<i>County</i>	<i>Acres</i>
SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of.....	6	21	15	Fresno	40
N 20 chains of W 20 chains, and N 20 chains of E 40 chains of..	4	28	28	Kern	120
SW $\frac{1}{4}$ of	11	28	28	Kern	160
All of	21	28	28	Kern	640
E $\frac{1}{2}$ of W $\frac{1}{2}$ of NW $\frac{1}{4}$ of.....	22	29	21	Kern	40
NE $\frac{1}{4}$ of	28	28	28	Kern	160
SE $\frac{1}{4}$ of	32	27	28	Kern	160
SW $\frac{1}{4}$ of	34	27	19	Kern	160

Section 2. All rentals collected by the Director of Property from said lands, except only as otherwise provided in Ordinance No. 12,611, Bill No. 346, approved July 6, 1933, shall be deposited in Appropriation No. 949-1.

Section 3. The Controller is hereby authorized to pay from said Appropriation No. 949-1, all bills for taxes, assessments, services and other charges incident to said lands, which bills shall be subject to approval by the Director of Property.

Section 4. All surplus moneys on hand in Appropriation No. 949-1 at the end of each fiscal year, in excess of a contingency reserve sum, the amount of which shall be determined by the Director of Property and the Controller, shall be used and expended in accordance with the provisions of Resolution No. 2331, Series of 1939, adopted by this Board on December 29, 1941, and approved by the Mayor on December 31, 1941.

Recommended by the Park Commission.

Recommended by the Library Commission.

Approved by the Director of Property.

Approved as to Form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department, for September, 1942.

(Series of 1939)

Resolution No. 2880, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department, containing Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, including discontinuances and other transactions for the month of September, 1942, are hereby approved; and be it

Further Resolved, That the Public Welfare Department Recommendations for care of Needy Aged Persons in County Hospital, as provided under Section 2160.7, Welfare and Institutions Code, State of California, effective as noted, are hereby approved; and be it

Further Resolved, That the Clerk of the Board of Supervisors is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Approving Annual Report of Receipts and Expenditures of the County Road Fund for the Year Ended June 30, 1942.

(Series of 1939)

Resolution No. 2881, as follows:

Resolved, That the Annual Report of the receipts and expenditures of the County Road Fund for the year ended June 30, 1942, is hereby approved.

It Is Directed that the Clerk of the Board of Supervisors, through the Controller, transmit a copy of the report to the Department of Public Works, Division of Highways, Sacramento, California, together with a certified copy of this Resolution.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendations of Police Committee were taken up:

Present: Supervisors Gallagher, Uhl.

Police Department Authorized and Directed to Remove Stop Signs at Various Locations.

(Series of 1939)

Resolution No. 2882, as follows:

Resolved, That the Police Department be and it is hereby authorized and directed to remove stop signs at the following locations:

Southeast corner of First and Clementina Streets.
Northwest corner of Fremont and Folsom Streets.
Northwest corner of Main and Mission Streets.
Northwest corner of Main and Folsom Streets.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer O'Gara Roncovieri Shannon Uhl—11.

**Police Department Authorized and Directed to Install Stop Signs
at N/E and S/W Corners of Eleventh and Harrison Streets.**

(Series of 1939)

Resolution No. 2883, as follows:

Resolved, That, pursuant to the provisions of the Vehicle Code of the State of California, the intersection hereinafter named be and it is hereby designated as a "stop intersection":

Northeast corner of Eleventh and Harrison Streets.
Southwest corner of Eleventh and Harrison Streets.

Further Resolved, That the Police Department of the City and County of San Francisco be and it is hereby authorized and directed to cause stop signs to be installed at the locations designated hereinabove.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Passed for Second Reading.

**Making the "Dollar Flat Rate" for Taxicabs Inoperative During
the Emergency Created by the War.**

(Series of 1939)

Bill No. 1881, Ordinance No., as follows:

Amending Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs" by making the dollar flat rate for a continuous point to point trip of three (3) miles or over within the city limits inoperative during the emergency created by the war.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs" is hereby amended to read as follows:

Section 1135. *Rates for Taxicabs.* No person, firm or corporation owning, operating or controlling any motor vehicle operated as a taxicab shall charge other fares than in this section provided:

The rate of fare is Twenty-five (25c) Cents for the first one-third ($\frac{1}{3}$) mile or "flag"; Ten (10c) Cents for each additional two-fifths ($\frac{2}{5}$ ths) miles; Ten (10c) Cents for each two and one-half ($2\frac{1}{2}$) minutes waiting time at the request of the patron; provided, however, that on a continuous point to point trip of three (3) miles or over within the city limits, the charge shall be One Dollar (\$1.00); provided, however, that for the duration of the emergency created by the present war the said rate for continuous point to point trip shall be inoperative and all trips by taxicabs shall be at meter rates as herein set forth.

Privilege of the Floor.

Mr. Lloyd Ackerman, attorney, representing the Yellow Cab Company, summarized the statements made at a previous meeting of the Board, on the same subject.

Mr. Baldi, also representing the Yellow Cab Company, urged approval of the proposed legislation.

Mr. Foster, representing the Chauffeurs' Union, also addressed the Board briefly.

During the discussion, a communication from Office of Price Administration, recommending that taxicab rates be not increased, was presented, read by the Clerk, and ordered filed.

Thereupon, the roll was called and the foregoing Bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

No: Supervisor Mead—1.

Re-reference to Committee.

The following recommendations of Joint Finance and Judiciary Committee were taken up:

CHARTER AMENDMENT No.

EMPLOYMENTS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 125 thereof, Employments, regulating salaries of certain employees of the San Francisco Municipal Railway.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 125 thereof, so that the same shall read as follows:

EMPLOYMENTS

NOTE: Additions are indicated by *light face italics*.

Section 125. Persons employed as platform men or bus operators in the operating department of the municipal railway system shall be subject to the following conditions of employment: The basic hours of labor shall be eight hours, to be completed within ten consecutive hours; there shall be one day rest in each week of seven days; all labor performed in excess of eight hours in any one day, or six days in any one week, shall be paid for at the rate of time and one-half; *the compensation of inspectors, class SI-10, shall be not less than \$200.00 and not more than \$240.00 per month; the compensation of day laborers, class SI-20, shall be not less than \$260.00 and not more than \$275.00 per month; the compensation of the Supervisor of Schedules, class SI-24, shall be not less than \$260.00 per month and not more than \$275.00 per month.*

Approved as to form by the City Attorney.

On motion by Supervisor MacPhee, the foregoing charter amendment was *re-referred to Joint Finance and Judiciary Committee*.

Ordered Submitted.

CHARTER AMENDMENT No.

Providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to the Civil Service provisions of the Charter.

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 50 and 51 thereof by providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to the civil service provisions of the Charter.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Sections 50 and 51 thereof so that the same shall read as follows:

CALIFORNIA PALACE OF THE LEGION OF HONOR

"Section 50. The California Palace of the Legion of Honor shall be known as such in perpetuity. The management superintendence, and operation thereof and the lands set aside therefor shall be vested in a board of eleven trustees, of which the mayor and the president of the park commission shall be ex officio members. All vacancies occurring in said board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for his or her services. Trustees need not be residents of the City and County.

"The Board shall have exclusive charge of the said memorial, the lands set aside therefor, and its affairs, and of all real and personal property thereunto belonging, or which may be acquired by loan, purchase, gift, devise, bequest or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise or bequest. It shall meet for its purposes at least once in three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a director, a curator and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service provisions of this Charter; provided that all such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions as if appointed thereto after examination and certification from a civil service list of eligibles and thereafter shall be governed by and subject to the civil service provisions of this Charter. The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings, and shall file annually a report with the controller. The trustees shall have power to secure loan exhibits against any risk.

"The supervisors, for the purpose of maintaining, operating and superintending said memorial, and the purchase of objects of art, literary productions and other personal property, shall provide an amount sufficient for the maintenance, operation, and superintendence thereof, subject to the budget and fiscal provisions of this charter, and to that end shall levy a tax annually, the proceeds of which shall be credited to and deposited in a fund in the treasury of the city and county to be known as the "California Palace of the

Legion of Honor Fund," and shall be used exclusively for the purpose thereof.

"It is the intention that the administration and control of the California Palace of the Legion of Honor shall be continued with the powers granted and under the conditions imposed by the terms of the donation and accepted by the City and County."

M. H. de YOUNG MEMORIAL MUSEUM

"Section 51. The M. H. de Young Memorial Museum shall be known as such in perpetuity. The museum and the grounds set aside therefor shall be under the management, superintendence, and operation of a board consisting of eleven trustees, of which the Mayor and the president of the park commission shall be ex-officio members. All vacancies occurring in said board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for his or her services.

"The board shall have exclusive charge of the said memorial museum, the lands set aside therefor, and its affairs, and of all real and personal property thereunder belonging, or which may be acquired by loan, purchase, gift, devise, bequest, or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise, or bequest. The trustee shall have power to insure loan exhibits against any risk. The park commission shall maintain and care for the grounds of this memorial museum, and shall furnish the money for the necessary repair and embellishment of the grounds and unoccupied parts.

"The board of trustees shall have the power to maintain, repair or reconstruct existing buildings and construct new buildings and to make and enter into contracts relating thereto, subject, however, to the budget and annual appropriation ordinance. The Supervisors, subject to the budget provision of this charter, shall, for the purpose of maintaining said memorial museum include in each annual budget of city and county expenditures an amount sufficient for the maintenance, operation and superintendence thereof, not less than forty thousand dollars (\$40,000) in each annual budget, and such additional amount as is necessary to take care of the increased demand for help, buildings, repairs, and care of said memorial museum. Such amount shall be credited to and deposited in the fund in the treasury of the City and County to be known as the "M. H. de Young Memorial Museum Fund". The board shall meet for its purposes at least once in three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a director, a curator and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service provisions of this Charter; provided that such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions as if appointed thereto after examination and certification from a civil service list of eligibles and thereafter shall be governed by and subject to the civil service provisions of this Charter.

The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings, and shall file annually a report with the controller.

"It is the intention that the administration and control of the M. H. de Young Memorial Museum shall be continued with the powers granted and under the conditions imposed by the terms of the donation and accepted by the City and County."

Ordered Submitted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Ronco-
lieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Action Rescinded.

Subsequently during the proceedings, Supervisor MacPhee moved that the previous action of the Board, whereby the foregoing proposed charter amendment had been ordered submitted to the voters, be rescinded, stating that Mr. Henderson had pointed out the need for the insertion of additional language in the amendment.

No objection and action rescinded.

Amendment Proposed.

Thereupon, Supervisor MacPhee, pursuant to suggestion by Mr. Henderson, moved that in the second paragraph, at about the middle of the paragraph, after the words "civil service," there be inserted the words "and salary standardization." The same language to be inserted also in the third paragraph of Section 51, at about the middle of that paragraph, after the words "civil service."

No objection and amendments approved.

Ordered Submitted.

The roll was again called and the foregoing proposed charter amendment, as amended, and reading as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT—CALIFORNIA PALACE OF THE LEGION OF HONOR AND M. H. DE YOUNG MUSEUM

Providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to the Civil Service provisions of the Charter.

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 50 and 51 thereof by providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to the Civil Service provisions of the Charter.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Sections 50 and 51 thereof so that the same shall read as follows:

CALIFORNIA PALACE OF THE LEGION OF HONOR

Section 50. The California Palace of the Legion of Honor shall be known as such in perpetuity. The management, superintendence, and operation thereof and the lands set aside therefor shall be vested in a board of eleven trustees, of which the mayor and the president of the park commission shall be ex officio members. All vacancies occurring in said board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for his or her services. Trustees need not be residents of the city and county.

The board shall have exclusive charge of the said memorial, the land set aside therefor, and its affairs, and of all real and personal property thereunto belonging, or which may be acquired by loan, purchase, gift, devise, bequest or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise or bequest. It shall meet for its purposes at least once in three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a director, a curator and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service and salary standardization provisions of this charter; provided that all such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions as if appointed thereto after examination and certification from a civil service list of eligibles and thereafter shall be governed by and subject to the civil service provisions of this charter. The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings and shall file annually a report with the controller. The trustees shall have power to insure loan exhibits against any risk.

The supervisors, for the purpose of maintaining, operating and superintending said memorial, and the purchase of objects of art, literary productions and other personal property, shall provide an amount sufficient for the maintenance, operation, and superintendence thereof; subject to the budget and fiscal provisions of this charter, and to that end shall levy a tax annually the proceeds of which shall be credited to and deposited in a fund in the treasury of the city and county to be known as the "California Palace of the Legion of Honor Fund," and shall be used exclusively for the purposes thereof.

It is the intention that the administration and control of the California Palace of the Legion of Honor shall be continued with the powers granted and under the conditions imposed by the terms of the donation and accepted by the city and county.

M. H. de YOUNG MEMORIAL MUSEUM

Section 51. The M. H. de Young Memorial Museum shall be known as such in perpetuity. The museum and the grounds set aside therefor shall be under the management, superintendence, and operation of a board consisting of eleven trustees, of which the mayor and the president of the park commission shall be ex-officio members. All vacancies occurring in

aid board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for his or her services.

The board shall have exclusive charge of the said memorial museum, the funds set aside therefor, and its affairs, and of all real and personal property thereunder belonging, or which may be acquired by loan, purchase, gift, devise, bequest, or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise, or bequest. The trustee shall have power to insure loan exhibits against any risk. The park commission shall maintain and care for the grounds of this memorial museum, and shall furnish the moneys for the necessary repair and embellishment of the grounds and unoccupied parts.

The board of trustees shall have the power to maintain, repair or reconstruct existing buildings and construct new buildings and to make and enter into contracts relating thereto, subject, however, to the budget and annual appropriation ordinance. The supervisors, subject to the budget provisions of this charter, shall, for the purpose of maintaining said memorial museum, include in each annual budget of city and county expenditures an amount sufficient for the maintenance, operation and superintendence thereof, not less than forty thousand dollars (\$40,000) in each annual budget, and such additional amount as is necessary to take care of the increased demand for help, buildings, repairs, and care of said memorial museum. Such amount shall be credited to and deposited in the fund in the treasury of the city and county to be known as the "M. H. de Young Memorial Museum Fund." The board shall meet for its purposes at least once in three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a director, directors and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service and salary standardization provisions of this charter; provided that all such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date of such military leave of absence shall be continued in their respective positions as if appointed hereto after examination and certification from a civil service list of eligibles and thereafter shall be governed by and subject to the civil service provisions of this charter. The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings, and shall file annually a report with the controller.

It is the intention that the administration and control of the M. H. de Young Memorial Museum shall be continued with the powers granted and under the conditions imposed by the terms of the donations and accepted by the city and county.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncoeri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Ordered Submitted.

CHARTER AMENDMENT No.

STANDARDIZATION OF COMPENSATIONS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 151 thereof, relating to standardization of salaries.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 151 thereof, relating to standardization of salaries, so that the same shall read as follows:

STANDARDIZATION OF COMPENSATIONS

Section 151. The board of supervisors shall have power and it shall be its duty to fix by ordinance from time to time, as in this section provided, the salaries, wages and compensations of every kind and nature, except pension or retirement allowances, for the positions, or places of employment, of all officers and employees of all departments, offices, boards and commissions of the city and county in all cases where such compensations are paid by the city and county.

Compensations specified in this charter shall not be subject to the provisions of this section. Compensations of the teaching and other technical forces of the school department, and employees of the Steinhart Aquarium and law library departments, construction employees engaged outside of the city and county, part-time employees, and inmate and institutional help receiving less than fifty dollars (\$50.00) per month, shall be fixed by the department head in charge thereof, with the approval of the board or commission, if any, in charge of the department concerned and subject to the budget and appropriation provisions of this charter; provided that part-time employees shall be recorded as such by a department head, only with the approval of the civil service commission and, when so recorded, shall be noted as part-time on payrolls, budget estimates, salary ordinance and similar documents.

In fixing schedules of compensation as in this section provided, the civil service commission shall prepare and submit to the board of supervisors and the board shall adopt a schedule of compensations which shall include all classifications, positions and places of employment the wages or salaries for which are subject to the provisions of this section; provided, that the civil service commission shall from time to time prepare and submit to the board of supervisors and the board shall adopt amendments to the schedule of compensations which are necessary to cover any new classification added by the civil service commission. Under the schedules of compensation recommended by the civil service commission and adopted by the board of supervisors as herein provided, like compensation shall be paid for like service, based upon the classification as provided in section 141 of the charter and for those classifications of employment in which the practice is customary, the proposed schedules of compensation shall provide for minimum, intermediate, and maxima salaries and for a method of advancing the salaries of employees from the minimum to the intermediate and to the maximum.

with due regard to seniority of service. The compensations fixed as herein provided shall be in accord with the generally prevailing rates of wages for like service and working conditions in private employment or in other comparable governmental organizations in this state; provided, that for specialized services which are peculiar to the municipal service and not duplicated elsewhere in private or other governmental organizations in this state, the commission shall recommend and the board of supervisors shall fix a compensation which shall be in accord with the wages paid in private employment or other governmental organizations in the state for the nearest comparable service and working conditions; and provided further that if the civil service commission determines on the basis of facts and data collected as hereinafter provided that the rates generally prevailing for a particular service in private employment or in other governmental organizations are inconsistent with the rates generally prevailing in private employment or other governmental organizations for services requiring generally comparable training and experience, the commission shall set forth these data in its official records and shall recommend and the board of supervisors shall fix compensation for such service that shall be consistent with the compensations fixed by the board of supervisors for other services requiring generally comparable training and experience; and provided further that the minimum compensation fixed for full time employments subject to the civil service provisions of this charter shall be not less than \$106.00 per month.

The proposed schedules of compensation or any amendments thereto shall be recommended by the civil service commission solely on the basis of facts and data obtained in a comprehensive investigation and survey concerning wages paid in private employment for like service and working conditions or in other governmental organizations in this state. The commission shall set forth in the official records of its proceedings all of the data thus obtained and on the basis of such data the commission shall set forth in its official records an order making its findings as to what is the generally prevailing rate of pay for each class of employment in the municipal service as herein provided, and shall recommend a rate of pay for each such classification in accordance therewith. The proposed schedules of compensation recommended by the civil service commission shall be transmitted to the board of supervisors, together with a compilation of a summary of the data obtained and considered by the civil service commission and a comparison showing existing schedules. Before being presented to the board of supervisors for consideration, the proposed schedules and a comparison with existing schedules shall be published once a week for two weeks.

The board of supervisors may approve, amend or reject the schedule of compensations proposed by the civil service commission; provided that before making any amendment thereto the data considered by the board of supervisors as warranting such amendment shall be transmitted to the civil service commission for review and analysis and the commission shall make a report thereon to the board of supervisors, together with a report as to what other changes, and the cost thereof such proposed amendment would require to maintain an equitable relationship with other rates in such schedule.

Where any compensation paid on January 1, 1931, is higher than the standard compensation fixed as provided in this section for such position or em-

ployment, said compensation shall be continued to the incumbent of said position as long as he legally holds said position, and department heads, in cooperation with the civil service commission where said commission has jurisdiction, shall continuously offer all possible opportunities to said incumbents to assume duties and responsibilities in higher classifications consistent with the higher rates of compensation hereby continued. The salaries and wages paid to employees whose compensations are subject to the provisions of this section shall be those fixed in the schedule of compensation adopted by the board of supervisors as herein provided and in accord with the provisions of the ordinance of the board of supervisors adopting the said schedule, and the compensations set forth in the budget estimates, and the annual salary ordinance and appropriations therefor shall be in accordance therewith.

Not later than January 15, 1944 and every five years thereafter and more often if in the judgment of the civil service commission or the board of supervisors economic conditions have changed to the extent that revision of existing schedules may be warranted in order to reflect current prevailing conditions, the civil service commission shall prepare and submit to the board of supervisors a schedule of compensations as in this section provided. A schedule of compensations or amendments thereto as provided herein which is adopted by the board of supervisors on or before April 1 of any year shall become effective at the beginning of the next succeeding fiscal year and a schedule of compensations or amendments thereto adopted by the board of supervisors after April 1 of any year shall not become effective until the beginning of the second succeeding fiscal year. The board of supervisors shall appropriate twelve thousand five hundred dollars (\$12,500) to the civil service commission to be known as the salary survey fund and to be used exclusively for defraying the cost of surveys of wages in private employment and in other governmental jurisdictions and making reports and recommendations thereon and publication thereof as herein provided. No expenditures shall be made therefrom except on authorization of board of supervisors. In the event of the expenditure of any of said funds, the board of supervisors in the next succeeding annual budget shall appropriate a sum sufficient to reimburse said salary survey fund.

Where compensations for services commonly paid on an hourly or a per diem basis are established on a weekly, semi-monthly or monthly salary basis for city and county service, such salary shall be based on the prevailing hourly or per diem rate, where this can be established, and the application thereto of the normal or average hours or days of actual working time, in the city and county service, including an allowance for annual vacation. Every person employed in the city and county service shall, after one year of service, be allowed a vacation with pay of two calendar weeks, annually, so long as he continues in his employment.

Discussion.

Before discussing the foregoing charter amendment, a communication from the San Francisco Federation of Municipal Employees protesting against approval, was presented and read by the Clerk:

Mr. Frank Moitoza, Jr., Secretary of the San Francisco Federation of Municipal Employees, on being granted the privilege of the floor, announced that the amendment proposed by Mr. Ivan Flamm had been satisfactory. The present proposal puts all power in the hands of the

Civil Service Commission, with little or no opportunity for appeal. Piecemeal standardization, which the proposed amendment would prevent, is the only logical way to take care of inequities in classifications.

Mr. William Henderson, representing the Civil Service Commission, disagreed with the contentions of Mr. Moltoza. The power to fix salaries still remains with the Board of Supervisors. The proposed charter amendment, however, does prohibit piecemeal standardization.

Mr. Ivan Flannum reported that while the amendment as now being proposed did not incorporate everything his group desired, it was acceptable.

Thereupon, the roll was called and the foregoing amendment was *ordered submitted* by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

No: Supervisor Gallagher—1.

Ordered Submitted.

The following recommendation of the Judiciary Committee was taken up:

Present: Supervisors O'Gara, Green.

CHARTER AMENDMENT No.

SALVAGE CORPS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 38.1 (Salvage Corps) relating to the acquisition and operation by the City and County of San Francisco of the facilities of the Underwriters' Fire Patrol.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by adding Section 38.1 thereto, to read as follows:

SALVAGE CORPS

Section 38.1. There is hereby created in the San Francisco fire department a division to be known as the salvage corps.

The duties of said salvage corps shall be the protection of property, during the period of any fire and immediately after said fire, from damage by smoke, water or flames. Said salvage corps shall be under the jurisdiction of the fire commission of the city and county of San Francisco. The personnel of said salvage corps shall not be transferred to any other branch or division of the fire department but shall at all times be subject to the orders of the chief engineer of the department in so far as actual service is concerned. The personnel of said salvage corps may be increased in accordance with the fiscal and budgetary procedure provided for in the charter, but members of any other branch or division of said fire department shall not be transferred to said salvage corps except after examination and certification as to eligibility by the civil service commission.

All persons employed in the uniformed force of the corporation known as the Underwriters' Fire Patrol of San Francisco, on the effective date of

this amendment and who have been so employed for a period of six months next before the effective date of this amendment shall become members of said salvage corps and shall be deemed appointed as such in accordance with the civil service provisions of the charter and shall thereafter be entitled to all of the benefits thereof. Any person heretofore employed in the uniformed force of said Underwriters' Fire Patrol of San Francisco who has been granted a leave of absence for military purposes and who had been so employed by said Underwriters' Fire Patrol of San Francisco for a period of six months next before the granting of said leave of absence, shall, on the expiration of his said leave, become a member of said salvage corps and also shall be deemed appointed thereto pursuant to the civil service provisions of the charter and entitled to all of the benefits thereof.

All persons who, on the effective date of this amendment, shall be serving as officers in said uniformed force of said Underwriters' Fire Patrol of San Francisco and who have been so serving for a period of six months prior thereto, shall continue to occupy their respective official positions, with the exception that such persons as may be serving in the position of sergeant shall become lieutenants in said salvage corps and the position of sergeant shall no longer exist.

The officers and members of said salvage corps shall receive respectively the salaries provided for captains, lieutenants and hosemen provided by Section 36 of the charter and for the purpose of determining the salaries of said hosemen, service rendered in the uniformed force of said Underwriters' Fire Patrol of San Francisco shall be deemed as service rendered in the service of the city and county of San Francisco.

Upon the actual taking over of the employees of said Underwriters' Fire Patrol of San Francisco, the members thereof coming into the employment of the city and county of San Francisco shall become members of the San Francisco city and county retirement system and shall be entitled to the benefits thereof and subject to the obligations thereof pursuant to the provisions of Section 165 of the charter.

All employees hereafter added to said salvage corps, including officers appointed thereto, other than those who may have been serving in the uniformed forces of said Underwriters' Fire Patrol of San Francisco and continue in the service of the city and county of San Francisco pursuant to the provisions of this section, shall be appointed and hold their positions subject to the civil service provisions of the charter.

The tours of duty of the members of said salvage corps shall be the same as the tours of duty for other members of the uniformed force of the fire department as the same are set forth in Section 36 of the charter.

The physical and age requirements for future applicants and members of the Salvage Corps shall be the same as those applicable to applicants for and regular members of equal rank in the San Francisco Fire Department.

Approved as to form by the City Attorney.

Discussion.

Preliminary to the discussion of the foregoing proposed charter amendment, Supervisor Brown announced that the Board of Fire Underwriters have no part in the proposed amendment, and had no intention of being present. They are willing to turn over to the City and County, equipment of the Fire Patrol for a nominal sum to provide

legal transfer of title. The Underwriters have been instructed that if the City and County does not take over the Fire Patrol, it will be discontinued.

Thereupon, Supervisor Uhl moved, that in line with suggestions to limit the number of charter amendments to be put on the ballot, the foregoing proposed amendment be not submitted. The proposed amendment will not save any money for the taxpayers. It will add men to the Fire Department, if approved, and will save money for the insurance companies.

However, at the request by Supervisor O'Gara, Supervisor Uhl *withdrew his motion temporarily*.

Fire Chief Albert Sullivan, speaking on the proposed amendment, pointed out that the Underwriters Patrol is a well trained organization and should constitute a section of the regularly organized Fire Department. If it is not taken into the department at this time it will no longer be financed by the insurance companies, and the Fire Department will have to request that a number of men be appointed to the department and apparatus purchased to carry on the work now being performed by the Patrol. This is an opportunity to obtain an exceedingly well organized and trained group at a rather nominal cost to the city.

Mr. Sam McKee, representing himself and many citizens, urged the proposed amendment be submitted to the voters.

Sergeant George Lee of the Fire Patrol urged submission, pointing out that if the city does not take over the Patrol the Fire Department will have to perform the work now done by the Patrol.

Mr. George Gearhardt, on being granted the privilege of the floor on motion by Supervisor Gallagher, announced that he had no objection to the Fire Patrol, but requested that instead of the amendment as presented, the form be changed to provide for an enabling act, permitting the city to take over the Patrol.

Thereupon, Supervisor Roncovieri, after consulting with the City Attorney as to the possibility of preparing such enabling act, moved that the Board request the City Attorney to change the form of the proposed charter amendment to an enabling act. Motion seconded by Supervisor Meyer.

Supervisor Gallagher opposed the motion by Supervisor Roncovieri. Unless some legislation is passed by the Board, the Patrol will be discontinued. The people can vote on whether they desire to continue the Patrol for the protection of the entire city. The vote should be on the charter amendment as presented.

Supervisor MacPhee announced that he would vote against any proposal to submit an enabling act, as suggested, to the voters. He would vote against submitting the proposed charter amendment to take over the Underwriters Fire Patrol, also. Economies in the city government must be effected. He did not believe any new employments would be necessary for the performance of the duties now carried on by the Fire Patrol.

Thereupon the roll was called and the motion by Supervisor Roncovieri to provide for an enabling act, rather than a charter amendment, to be submitted to the voters, was *defeated* by the following vote:

Ayes: Supervisors Gallagher, Meyer, Roncovieri, Shannon—4.

Noes: Supervisors Brown, Colman, Green, MacPhee, Mead, O'Gara, Uhl—7.

Thereupon, in further discussion of the proposed charter amendment, Supervisor Roncovieri declared that he recognized the necessity

for the Fire Patrol, he did not believe the insurance companies should unload the total cost on the taxpayers of San Francisco of that which they had always carried on for their own interest. If the revenues based on 2 per cent of premium rates now amount to \$65,000 annually, the insurance companies should continue payment of that \$65,000 annually toward the expense of continuing the Patrol. For that reason, he would move that the City Attorney draft the proper amendment to the amendment now being proposed for submission, to provide that the insurance companies continue to make that \$65,000 annual contribution toward the upkeep of the Fire Patrol and that the City and County of San Francisco make up any additional expense necessary.

Motion *failed* for want of a second.

Supervisor Roncovieri, his motion having failed for want of a second, announced his intention to vote "No" on submission. He did not believe in putting a load on the taxpayers that has always been paid by the insurance companies.

Supervisor Shannon proposed an amendment to make the charter amendment, after approval by the people and ratified by the Legislature, become effective on July 1, 1943, and that the same language which provides for the effective date of the Fire Department and Police Department amendment, be inserted in the Salvage Corps amendment.

Supervisor Uhl thereupon moved that the proposed amendment be not submitted to the voters.

Supervisor Brown objected to the motion. It is a negative motion and is out of order. The vote should be on question of submission.

Thereupon, Supervisor MacPhee, seconded by Supervisor Uhl, moved that the entire matter be tabled.

Motion *failed* by the following vote:

Ayes: Supervisors MacPhee, Mead, Meyer, Roncovieri, Uhl—5.

Noes: Supervisors Brown, Colman, Gallagher, Green, O'Gara, Shannon—6.

The roll was again called and the amendment proposed by Supervisor Shannon, to provide for effective date of the charter amendment, if approved by the people, was *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, O'Gara, Shannon—6.

Noes: Supervisors MacPhee, Mead, Meyer, Roncovieri, Uhl—5.

Ordered Submitted.

Thereupon, the roll was again called, and the proposed charter amendment, as amended and reading as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT—SALVAGE CORPS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 38.1 (Salvage Corps) relating to the acquisition and operation by the City and County of San Francisco of the facilities of the Underwriters' Fire Patrol.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by adding Section 38.1 thereto, to read as follows:

SALVAGE CORPS

Section 38.1. There is hereby created in the San Francisco fire department a division to be known as the salvage corps.

The duties of said salvage corps shall be the protection of property, during the period of any fire and immediately after said fire, from damage by smoke, water or flames. Said salvage corps shall be under the jurisdiction of the fire commission of the city and county of San Francisco. The personnel of said salvage corps shall not be transferred to any other branch or division of the fire department but shall at all times be subject to the orders of the chief engineer of the department in so far as actual service is concerned. The personnel of said salvage corps may be increased in accordance with the fiscal and budgetary procedure provided for in the charter, but members of any other branch or division of said fire department shall not be transferred to said salvage corps except after examination and certification as to eligibility by the civil service commission.

All persons employed in the uniformed force of the corporation known as the Underwriters' Fire Patrol of San Francisco, on the effective date of this amendment and who have been so employed for a period of six months next before the effective date of this amendment shall become members of said salvage corps and shall be deemed appointed as such in accordance with the civil service provisions of the charter and shall thereafter be entitled to all of the benefits thereof. Any person heretofore employed in the uniformed force of said Underwriters' Fire Patrol of San Francisco who has been granted a leave of absence for military purposes and who had been so employed by said Underwriters' Fire Patrol of San Francisco for a period of six months next before the granting of said leave of absence, shall, on the expiration of his said leave, become a member of said salvage corps and also shall be deemed appointed thereto pursuant to the civil service provisions of the charter and entitled to all of the benefits thereof.

All persons who, on the effective date of this amendment, shall be serving as officers in said uniformed force of said Underwriters' Fire Patrol of San Francisco and who have been so serving for a period of six months prior hereto, shall continue to occupy their respective official positions, with the exception that such persons as may be serving in the position of sergeant shall become lieutenants in said salvage corps and the position of sergeant shall no longer exist.

The officers and members of said salvage corps shall receive respectively the salaries provided for captains, lieutenants and hosemen provided by Section 36 of the charter and for the purpose of determining the salaries of said hosemen, service rendered in the uniformed force of said Underwriters' Fire Patrol of San Francisco shall be deemed as service rendered in the service of the city and county of San Francisco.

Upon the actual taking over of the employees of said Underwriters' Fire Patrol of San Francisco, the members thereof coming into the employment of the city and county of San Francisco shall become members of the San Francisco city and county retirement system and shall be entitled to the benefits thereof and subject to the obligations thereof pursuant to the provisions of Section 165 of the charter.

All employees hereafter added to said salvage corps, including officers appointed thereto, other than those who may have been serving in the uni-

formed forces of said Underwriters' Fire Patrol of San Francisco and continue in the service of the city and county of San Francisco pursuant to the provisions of this section, shall be appointed and hold their positions subject to the civil service provisions of the charter.

The tours of duty of the members of said salvage corps shall be the same as the tours of duty for other members of the uniformed force of the fire department as the same are set forth in Section 36 of the charter.

The physical and age requirements for future applicants and members of the Salvage Corps shall be the same as those applicable to applicants for and regular members of equal rank in the San Francisco Fire Department.

This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the Board of Supervisors has appropriated the funds necessary in connection therewith but not later than July 1, 1943.

Ayes: Supervisors Brown, Colman, Gallagher, Green, O'Gara, Shannon—6.

Noes: Supervisors MacPhee, Mead, Meyer, Roncovieri, Uhl—5.

Action Postponed.

CHARTER AMENDMENT No.

LEAVES OF ABSENCE AND CONTINUOUS SERVICE

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said city and county by amending Sections 153 and 161 thereof, relating to Leaves of Absence and Continuous Service.

The Board of Supervisors of the City and County of San Francisco hereby submit to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend Sections 153 and 161 thereof so that the same shall read as follows:

LEAVES OF ABSENCE

Section 153. Leaves of absence to officers and employees of the city and county shall be governed by rules established by the civil service commission, provided that leave of absence to any officer or employee for the purpose of leaving the city and county, taking a position outside of the city and county service, or accepting a position in some department or office of the city and county other than the one in which he is employed and where the duties are in no way related to the duties covered by his civil service classification, shall be limited to six months; and provided, further, that no limit shall be placed on a leave of absence granted to enable an officer or employee to accept promotion to a non-civil service position in the same department in which he holds civil service status, or promotion to co-related work in another department or office of the city and county.

Leaves of absence shall be granted to officers and employees of the city and county of San Francisco and non-certificated officers and employees of the San Francisco Unified School District and to eligibles on lists for appointment to positions therein for service in the armed forces of the United States or the State of California or for service on ships operated by or for the United States government in time of war and for such time thereafter as may be provided by rule of the civil service commission, but not to exceed two years.

After the proclamation of peace, except in case of disability incurred in line of duty with the armed forces or the merchant marine when such disability shall extend beyond such period.

Whenever any officer or employee of the city and county of San Francisco, or any non-certificated officer or employee of the San Francisco Unified School District or any eligible on a list for appointment to positions therein shall, by order of the government of the United States or by lawful order of any of its departments or officers, or by lawful order of the State of California, or any of its departments or officers, be directed in time of peace to report for service or training in the armed forces of the United States, or in the armed forces of the State of California, and shall be inducted into said service, said officer or employee or eligible shall be entitled to a leave of absence from his office or position or eligibility during the time of such service and for a period not to exceed three months after the expiration thereof.

In addition to such leaves, the board of supervisors by a three-fourths vote may, on the recommendation of the civil service commission, provide by ordinance that leaves of absence shall be granted to such officers, employees, and eligibles during time of war or in time of peace for other service directly connected with the prosecution of the war or national defense or preparedness. Leaves granted pursuant to the provisions of the two preceding paragraphs and ordinances adopted pursuant to the provisions of this paragraph shall be designated military leaves.

If a person on military leave has been appointed to a permanent position, he shall be entitled to resume such position at the expiration of his leave, and any civil service rights accrue to any appointee by reason of seniority. The term of service shall be reckoned a part of his service under the city and county, exclusive of service under the retirement provisions of this charter. If persons on military leave during time of war have standing on an eligible list, they shall retain their places thereon, and upon presenting an honorable discharge or certificate of honorable service from such wartime service shall be preferred for appointment for a period of four years after the proclamation of peace in the order of standing upon such register at the time of induction into such wartime service and before candidates securing standing through an examination held subsequent to such induction. If a person on military leave during time of peace has standing on an eligible list, he shall maintain his place on said list while such leave is in force unless pursuant to the provisions of section 145 hereof the list shall expire or be cancelled during the period said leave is in force. If the name of such person on military leave during time of peace or war is reached for permanent appointment to a position from a list of civil service eligibles prior to the date of expiration or cancellation of such list as provided in section 145 hereof, he shall be appointed to such position at the end of the service for which he was granted such leave, provided that no such person shall be appointed to an entrance position in the uniformed ranks of the police and fire departments under this provision who is more than 35 years of age unless the name of such person is reached for appointment to such position before such person reached age 35.

Officers, employees, or eligibles entering or being inducted into any service for which a military leave may be granted under the provisions of this section shall, prior thereto, file with the civil service commission a copy of the orders requiring such service.

The civil service commission shall adopt rules to govern the administration of military leaves as herein provided and to govern lay-offs occasioned by the return of officers, employees, or eligibles who have been granted military leaves as provided in this section.

Military leaves granted to officers, employees, or eligibles for service on ships operated by or for the United States government may be retroactively to December 7, 1941.

The civil service commission, by rule and subject to the approval of the board of supervisors by ordinance, shall provide for leaves of absence due to illness or disability, which leave or leaves may be cumulative, if not used as authorized, provided that the accumulated unused period of sick leave shall not exceed six months, regardless of length of service, and provided further that violation or abuse of the provisions of said rule and ordinance by an officer or employee shall be deemed an act of insubordination and inattention to duties.

CONTINUOUS SERVICE

NOTE: Additions are indicated by *light face italics*.

Section 161. Continuous service shall be defined by the board of supervisors but the absence of any officer or employee of the city and county from service caused by reason of the service of such officer or employee in the *military or naval forces of the United States in any war in which the United States has engaged*, shall not be deemed to be absence from service for the purposes of the retirement system and such officer or employee shall receive credit under the retirement system, for the period of such absence, in the same manner as if he had not been absent.

Any member of the retirement system who is absent after September 14, 1942 from the service of the city and county, by reason of service or training in the military or naval forces of the United States or other armed forces of the United States of a comparable category hereafter created, or in the national guard of California, or by reason of any other service connected with the national defense all in response to an order or call of the government of the United States or of the state of California, or an authorized officer thereof, *or by reason of service in connection with the operation of any vessel of the merchant marine of the United States, during any war in which the United States is engaged* may elect within four months after the effective date hereof or within four months after the beginning of such absence, to contribute to said retirement system while serving in said forces, and at times and in a manner to be fixed by the retirement board, amounts equal to the contributions, which he would have *been required to make* from the beginning of said absence, or from the date of said election had he remained on duty in the position he occupied and at the compensation being earned by him immediately prior to the beginning of said absence. The city and county shall contribute to the retirement system on account of any member who exercises affirmatively the election provided herein, in the same manner and amounts as if said member were not absent in said service. If the member's base pay in said service shall be less than one hundred dollars per month, city and county, in lieu of said member, shall contribute also said amount which the member would otherwise contribute under said election, and said contributions shall be administered as if made by said member.

It is the purpose of the paragraph next preceding, to place a member who is absent from the service of the city and county by reason of service or training as set forth in paragraph next preceding, and who contributes or for whom contributions are made under the election herein provided, in the same status under the retirement system, as that which he would have occupied had he remained on duty in the position he occupied immediately prior to the beginning of said absence and charter and ordinance provisions governing the retirement system, shall apply to said member with like effect as if he were not absent. If, however, a member who exercises affirmatively the election provided herein, shall default in any of the contributions due to the retirement system under said election, and if said contributions are not made for him, then he shall be considered absent from service during the period covered by said defaulted contributions, the same as if he had not exercised affirmatively said election, and he shall not receive credit as service for the city and county, for the period covered by said defaulted contributions; but the absence during said period of default, shall not break the continuity of service required of such member to entitle him to a pension or retirement allowance, as provided under the retirement system.

Any member of the retirement system who is absent from the service of the city and county by reason of service or training set forth in the second paragraph of this section, and who does not affirmatively exercise election herein provided, shall not receive credit as service for the city and county, for the period of such absence, but the absence shall not break the continuity of service required such member to entitle him to a pension or retirement allowance as provided under the retirement system.

Amendment to Amendment.

Supervisor O'Gara, in discussing the foregoing charter amendment, suggested an amendment in the last line of the third paragraph of Section 153, by inserting before the words "three months," the words "not to exceed."

No objection and amendment approved.

Mr. William Nanry, in discussing the entire charter amendment, referred specifically to the fourth paragraph in Section 153, and inquired if the language, as presented, might not be considered too broad and might subject both the Civil Service Commission and the Board of Supervisors to too much pressure. It might open the door, Mr. Nanry felt, for requests for leaves of absence for ordinary work in defense industries for temporary increased pay, and at the same time protect the civil service rights of the applicants for such leaves.

Mr. Henderson, speaking for the Civil Service Commission, pointed out that the Commission did not now know what types of service it might have to deal with in the future. New problems and situations are arising every week. He felt though that the requirement of a three-fourths vote of the Board of Supervisors and recommendation of the Civil Service Commission provided sufficient safeguard against any abuses.

Ordered Submitted.

Thereupon, the roll was called, and the charter amendment affecting Leaves of Absence and Continuous Service, as amended, was *ordered submitted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Action Rescinded.

Subsequently during the proceedings, following reminder by Mr. McGrath, Clerk of the Judiciary Committee, that the Committee had agreed, at the request of Mr. Ralph Nelson of the Retirement System, who desired to suggest further amendments, to postpone action on submission until Tuesday, September 15, Supervisor O'Gara moved that the action by the Board, whereby the proposed charter amendment had been ordered submitted to the voters, be rescinded.

No objection and so ordered.

Action Postponed.

Thereupon, on motion by Supervisor O'Gara, further action was *postponed until Tuesday, September 15, 1942.*

Ordered Submitted as Amended and Jointly With Police Department Amendment.

CHARTER AMENDMENT No.**FIRE DEPARTMENT**

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rate of pay for members of the Fire Department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rates of pay for members of the Fire Department.

FIRE DEPARTMENT

NOTE: Additions are indicated by *light face italics*.

Section 36. The fire department shall be under the management of a fire commission, consisting of three members, who shall be appointed by the mayor and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1932, 1933, and 1934, respectively, and the mayor, after the 8th day of January, 1932, shall reorganize the commission to provide for four-year terms of three commissioners, as specified in this section.

The fire commission shall appoint a chief engineer, a secretary and a department physician who shall hold office at its pleasure.

The fire commissioners shall be successors in office of the fire commissioners holding office in the city and county at the time this charter shall go into effect, and shall have all the powers and duties thereof, except as in this charter otherwise provided. The commissioners shall have power, upon recommendation of the chief engineer, to send fire boats, apparatus and men outside the City and County of San Francisco for fire fighting purposes.

Positions of officers and employees of the fire department legally authorized shall continue, and incumbents therein legally appointed thereto shall

continue as the officers and employees of the department under the conditions governing their respective appointments, and except as in this charter otherwise provided. *The annual compensation for the several ranks in the department shall be as follows: chief engineer, \$7,560; first assistant and second assistant chief engineers, \$5,160; battalion chiefs, \$4,560; captains, \$3,360; lieutenants, \$3,180; engineers, \$3,000; chief's operators, \$2,880; drivers, stokers, messengers, truckmen, and hosemen, for first year of service, \$2,520; for second year of service, \$2,640; and for third year of service and thereafter, \$2,760; pilots of fire boats and marine engineers of fire boats, \$3,420; firemen of fire boats, \$2,820.*

Each period of twenty-four hours shall be divided into two tours of duty, to-wit: From eight o'clock a.m. to six o'clock p.m., and from six o'clock p.m. to eight o'clock a.m. The uniformed force of the fire department shall be divided into two platoons, the officers and members assigned to which shall alternate on the tours of duty at intervals of not more than one week. No officer or member shall be required to remain on duty for more than fourteen consecutive hours, except when changing from one tour of duty to the other, or in case of a conflagration requiring the services of more than one-half of the force of the department.

On the recommendation of the chief engineer, the commission may reward any member of the department for heroic or meritorious conduct, the form and amount of said award to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief engineer, or in his absence any assistant chief engineer, or in their absence any battalion chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

This amendment shall become effective when ratified by the State Legislature.

Approved as to form by the City Attorney.

Ordered Submitted as Amended and Jointly With Fire Department Amendment.

CHARTER AMENDMENT No.

POLICE DEPARTMENT

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the charter of the City and County of San Francisco by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, and by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the said City and County at the general election to be held on the 3rd day of November, 1942, in the said City and County, a proposal to amend, as herein set forth, the charter of said City and County by amending Section 35 thereof, and adding thereto new sections

to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11 and 35.12, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women police officers and police patrol drivers in said department.

POLICE DEPARTMENT

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed "[]".

Section 35. The police department shall consist of a police commissioner, a chief of police, a police force and such clerks and employees as shall be necessary and appointed pursuant to the provisions of this charter, and shall be under the management of a police commission consisting of three members, who shall be appointed by the mayor, and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock, noon, on the fifteenth day of January in the years 1942, 1944 and 1945, respectively. The incumbents serving as members of the commission on the effective date of this amendment shall continue to hold their respective positions, subject to the provisions of the charter, for the remainder of the terms for which they have been respectively appointed.

The police commissioners shall be the successors in office of the police commissioners holding office in the City and County at the time this amendment shall become effective, and shall have all the powers and duties thereof except as in this charter otherwise provided. They shall have power to regulate traffic, including the location and use of traffic control devices for that purpose.

Section 35.1. The police commission shall appoint a chief of police who shall hold office at its pleasure.

Section 35.2. All positions in the police department legally authorized shall be continued, and incumbents therein legally appointed thereto shall be continued as officers and employees of the department under the conditions governing their respective appointments and except as otherwise provided in this charter.

[The rank of corporal is hereby abolished, effective on the last day of the month during which this amendment shall become effective, and members of the department having the rank and pay of corporal shall from the first day of the next ensuing month have the rank and pay of sergeant, and members of the department on a civil service commission list of those eligible for appointment as corporal shall during the life of such list be eligible for appointment as sergeant.]

Section 35.3. Each member of the department holding the position of inspector on the effective date of this amendment, and who has held such position for one year continuously prior thereto, is hereby declared permanently appointed thereto. The chief of police may detail from time to time other members of the department for performance of duty in the bureau of inspectors who shall be known as assistant inspectors, and who may be removed from such

detail by order of the chief of police. An appointment as an inspector shall not be subject to competitive examination, but in case of vacancy in said rank of inspector, the appointment shall be made by the chief of police from among those assistant inspectors who have been detailed to, and who have actually served with the bureau of inspectors for at least five years prior to such appointment. Inspectors and assistant inspectors shall have the same rights as other members of the department to take competitive examinations from their respective civil service ranks. An inspector guilty of any offense or violation of the rules and regulations of the police department shall be subject to punishment as provided in Section 155 of this charter. The chief of police in addition to the inspectors above provided for shall detail any member of the department to serve as inspector of school traffic patrols who shall have the rank and pay of inspector, subject to the provisions of this section.

Section 35.4. Subject to the provisions of Section 20 of this charter governing the appointment and removal of non-civil service appointees, and without competitive examination, the chief of police shall have power to appoint a police surgeon; to designate a deputy chief of police, a department secretary, and a director, bureau of special services, from any rank in the department; to designate a director, bureau of criminal information, from among the members of the department having the rank of sergeant or higher; to designate a captain of inspectors, a captain of traffic, and a director, bureau of personnel, from among the members of the department holding rank of lieutenant or higher, and to designate a supervising captain of districts from among the members of the department holding the rank of captain. Provided, that the captain of inspectors, who held said position on the 14th day of April, 1937, and for one year continuously prior thereto, is hereby continued in the said position as if he had been appointed thereto after civil service examination and certification. The department secretary or other suitable member of the department shall be assigned by the chief of police to serve also as secretary to the police commission without extra compensation. The chief of police shall assign a property clerk from among the members of the department, such assignment shall be made at the rank and pay of the member so assigned.

When any member of the department, detailed to any of the positions above mentioned, shall be removed from said detail or position, he shall be returned to his civil service rank and position, unless removed from the department pursuant to the provisions of Section 155 of the charter.

Section 35.5. *The police force of the City and County shall not exceed one police officer for each five hundred inhabitants thereof. The annual compensations for the several ranks in the department shall be as follows: Chief of police, \$7,500; deputy chief of police, \$5,700; captain of inspectors, \$5,300; department secretary, \$5,100; captain of traffic, director, bureau of criminal information; director, bureau of personnel and supervising captain of districts, each, \$4,300; captains, \$3,900; lieutenants and director, bureau of special services, each, \$3,300; inspectors, \$3,060; sergeants \$2,940; police surgeon, \$2,700; criminologist, \$3,900; photographer, \$3,000; police officers, police patrol drivers, and women protective officers, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; for seventh year of service and thereafter, \$2,700;*

The minimum annual compensation for police officers, women protective officers, and police patrol drivers, now members of the department or who shall be appointed from eligible lists established prior to the effective date of this amendment, shall be \$2,520.

In determining years of service necessary for a police officer, women protective officer and police patrol driver to receive the annual compensation sum of \$2,580, \$2,640, and \$2,700, respectively, as provided for herein, services rendered prior to the effective date of this amendment shall be given full credit and allowed. All service under this section shall be computed on the calendar year basis.

The absence of any police officer, woman protective officer, or police patrol driver on military leave of absence, as defined by Section 153 of this charter shall be reckoned a part of his service under the City and County, for the purpose of computing years of service in gaining added compensation as provided for herein.

Any member assigned to two-wheel motorcycle traffic duty shall receive \$1 per month in addition to the compensation to which he would otherwise be entitled.

Section 35.6. The chief of police may refuse to issue any permit that is subject to police department investigation and issuance, if it shall appear that the character of the business or the applicant requesting such permit does not warrant the issuance thereof, or he may revoke any such permit as soon as it shall appear that the business or calling of the person to whom it was granted is conducted in a disorderly or improper manner, or that the place in which the business is conducted or maintained is not a proper or suitable place in which to conduct or maintain such business or calling.

Section 35.7. In the suppression of any riot, public tumult, disturbance of the public peace or organized resistance against the laws or public authority the chief of police, in the lawful exercise of his functions, shall have all the powers that are now or that may be conferred on the sheriff by the laws of this state.

Section 35.8. The Supervisors shall provide in the annual budget, an amount not to exceed in any one fiscal year the sum of \$10,000 to be known as the contingent fund of the chief of police. The chief of police may from time to time, disburse such sums for contingent expenses of the department as in his judgment shall be for the best interests of the City and County, and the police commission shall allow and order paid out of such contingent fund upon orders signed by the chief of police, such amounts as may be required.

Section 35.9. At his discretion or upon the petition of any person, firm or corporation, the chief of police may appoint, and at his pleasure remove special police officers. Such officers shall be subject to all the rules and regulations of the department.

Section 35.10. The police commission may appoint patrol special officer and for cause may suspend or dismiss said patrol special police officers after a hearing on charges duly filed with the commission and after a fair and impartial trial. Each patrol special police officer shall be at the time of his appointment not less than twenty-one years of age nor more than forty years of age and must possess such physical qualifications as may be required by the commission. Age qualifications shall not apply to present patrol special

police officers acting as such at the time of the effective date of this amendment or to their reappointment. Patrol special police officers who are designated by the police commission as the owners of certain beat or territory as may be fixed from time to time by said commission or the legal heirs or representatives of said owners, may dispose of their interest in said beat or territory to a person of good moral character, approved by the police commission and eligible for appointment as a patrol special police officer.

Section 35.11. On the recommendation of the chief of police, the commission may reward any member of the department for heroic or meritorious conduct. The form or amount of said reward to be discretionary with the commission, but not to exceed one month's salary in any one instance.

Section 35.12. The chief of police shall have power, by regulation, to provide for the care and restitution of property that may come into possession of any officer or employee thereof, and the sale at public auction of all such unclaimed property, as well as the disposition of such property as shall consist of weapons or articles used or that may be used in the commission of crime, the sale or disposition of which is prohibited by law.

Approved as to form by the City Attorney.

Substitute Amendment Presented.

The Clerk announced that the Fire Department, through its representatives, has come to an agreement with certain downtown interests, and has presented a new draft of a proposed amendment, as a substitute for the proposed amendment heretofore presented. The substitute amendment reads as follows:

Section 36. The fire department shall be under the management of a fire commission, consisting of three members, who shall be appointed by the mayor and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1932, 1933, and 1934, respectively, and the mayor, after the 8th day of January, 1932, shall reorganize the commission to provide for four-year terms of three commissioners, as specified in this section.

The fire commission shall appoint a chief engineer, a secretary and a department physician who shall hold office at its pleasure.

The fire commissioners shall be successors in office of the fire commissioners holding office in the city and county at the time this charter shall go into effect, and shall have all the powers and duties thereof, except as in this charter otherwise provided. The commissioners shall have power, upon recommendation of the chief engineer, to send fire boats, apparatus and men outside the City and County of San Francisco for fire-fighting purposes.

Positions of officers and employees of the fire department legally authorized shall continue, and incumbents therein legally appointed thereto shall continue as the officers and employees of the department under the conditions governing their respective appointments, and except as in this charter otherwise provided. The annual compensation for the several ranks in the department shall be as follows: *Chief Engineer*, \$7,500; *First Assistant and Second Assistant Chief Engineers*, \$5,100; *Battalion Chiefs*, \$4,500; *Captains*, \$3,300; *Lieutenants*, \$3,120; *Engineers*, \$2,940; *Chief's Operators*, \$2,820; *Drivers, Stokers, Tillermen, Truckmen and Hosemen*, for first year of service, \$2,400; for second year of service, \$2,400;

for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; and for the seventh year of service and thereafter, \$2,700; Pilots of Fire Boats and Marine Engineers of Fire Boats, \$3,360; Firemen of Fire Boats, \$2,760.

Each period of twenty-four hours shall be divided into two tours of duty to-wit: from eight o'clock a.m. to six o'clock p.m., and from six o'clock p.m. to eight o'clock a.m. The uniformed force of the fire department shall be divided into two platoons, the officers and members assigned to which shall alternate on the tours of duty at intervals of not more than one week. No officer or member shall be required to remain on duty for more than fourteen consecutive hours, except when changing from one tour of duty to the other, or in case of a conflagration requiring the services of more than one-half of the force of the department.

On the recommendation of the chief engineer, the commission may reward any member of the department for heroic or meritorious conduct, the form or amount of said award to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief engineer, or in his absence any assistant chief engineer, or in their absence any battalion chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

This amendment shall become effective when certified by the Secretary of State after ratification by the State Legislature.

Discussion.

Mr. Frank Kelly, Chief of the Division of Fire Prevention Investigation, on being granted the privilege of the floor, requested that three positions, members of the uniformed ranks, be included in any amendment proposed. Those positions are: Chief of the Division of Fire Prevention Investigation, Supervisor of Inspectors, and Inspector of Apparatus. They are all Civil Service positions.

Mr. Robert Callaghan, representing the Fire Department members, expressed opposition to the request by Mr. Kelly. The approval by the downtown groups has been obtained on the basis of the amendment as presented. The men fear that if anything is added that approval will be withdrawn. Any amendments might jeopardize the chances for approval by the citizens. The men have voted against the approval of any positions other than those now set up in the charter.

Supervisor Colman opposed the inclusion of any additional employments in the charter amendment. He would vote to submit the proposed amendment. He believed it would be more logical for Mr. Kelly and the others mentioned by him to take their case separately to the people.

Mr. William H. Nanry, speaking for the Municipal Conference, reported that the Conference had met with a delegation of representatives from both the Fire Department and the Police Department. The approval of the Conference was contingent on including in the amendment only those matters now in the charter. Mr. Nanry also discussed the effective date of the proposed amendment. If the charter amendment should become effective in February, the additional funds necessary to grant the increased compensations, might require serious consideration.

Thereupon, Supervisor Shannon suggested as an amendment to the last paragraph, that there be added thereto the words "but not before July 1, 1943."

Mr. Carberry, representing members of the Police Department, stated that the men in the department desire the amendment to become effective as soon as possible; that is, as soon as the amendment is ratified. However, if there are any difficulties which make that impossible that reality will have to be faced. Amendments for both Fire and Police Departments should agree in that respect.

Thereupon, Supervisor O'Gara moved, that there be added to the last paragraph in the proposed amendment the words "at a date to be determined by the Board of Supervisors, but not later than July 1, 1943." Motion seconded by Supervisor Shannon.

Mr. Callaghan reported that the firemen do not want to include in the charter amendment anything that cannot possibly be done. The firemen want the money as soon as possible, but if there are no funds available they will have to wait until July 1, 1943.

Supervisor Shannon, after further brief discussion, suggested that an amendment might be offered to make the effective date of the charter amendment July 1, 1943.

The City Attorney, however, advised that it would not be good legislation. The amendment will be effective on the date of its ratification. The City Attorney thereupon suggested that in order to effect the change desired, that the last paragraph be amended to read as follows:

"This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the increased salaries provided for herein shall be payable only when the proper appropriation has been made to meet said salaries but not later than July 1, 1943."

Supervisors O'Gara and Shannon accepted the language as suggested by the City Attorney.

Whereupon, no objection being made, the Chair declared the amendment as proposed by Supervisors O'Gara and Shannon *approved*.

The City Attorney suggested a change in language in the first paragraph of the proposed amendment, by deleting from the second sentence thereof the figures and words "1932, 1933, and 1934," and by substituting in lieu thereof the figures and words "1942, 1944 and 1945", also, striking out everything after the word "respectively," making that sentence read: "The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1942, 1944 and 1945, respectively."

The change of language, as suggested by the City Attorney, was accepted by the sponsors of the charter amendment.

Mr. Callaghan requested that as a further amendment, there be included language, similar to language in the amendment for the Police Department, to provide that absence of any officer or member of the Fire Department, on military leave of absence, shall be reckoned a part of his service under the City and County for the purpose of computing years of service in gaining added retirement compensation.

Whereupon, Supervisor Shannon, seconded by Supervisor Gallagher, moved as an amendment, that there be inserted, just before the last paragraph, an additional paragraph, reading as follows:

"The absence of any officer or member of the fire department on military leave of absence, as defined by section 153 of this charter, shall be reckoned a part of his service under the city and county, for the purpose of computing years of service in gaining additional compensation, as provided for herein.

No objection and so ordered.

Thereupon, Supervisor Shannon, seconded by Supervisor Gallagher, moved that the proposed charter amendment, as amended, be ordered submitted.

Supervisor Colman suggested that both Fire Department amendment and Police Department be included in one charter amendment for submission to the people.

Supervisor Uhl opposed the suggestion. There might be voters in favor of one amendment but opposed to the other.

Mr. Matthew Carberry, announced that the Police Officers Association favored the proposal by Supervisor Colman, that the amendments for the Fire Department and the Police Department be submitted jointly.

Chief McKeon of the Fire Department stated that he believed the majority of the men in the Fire Department would be willing to go along with the Police Department.

Supervisor O'Gara suggested that for the sake of moral of the departments, both amendments should be submitted together, and he would so move. Motion seconded by Supervisor Colman.

Thereupon, the roll was called and the motion to submit the amendments for the firemen and the policemen jointly was *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Mr. Carberry suggested an amendment to the Police Department amendment, as presented, by inserting a comma in place of the period at the end of the second paragraph of Section 35.5 and adding the following language: "and further adjustments shall be in accordance with the preceding paragraph."

No objection and amendment approved.

Thereupon, on motion duly made, no objection being made, the same language as approved for the Fire Department portion of the proposed charter amendment, which language provides for the effective date of the amendment, was approved for the portion of the amendment relating to the Police Department. This language reads as follows:

"This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the increased salaries provided for herein shall be payable only when the proper appropriation has been made to meet said salaries but not later than July 1, 1943."

Thereupon, Mr. Frank Kelly renewed his request that the Board consider the inclusion in the amendment of the three positions previously mentioned by him. If, however, the Board did not desire to include his position, he would withdraw the request for himself, but he strongly urged that the positions, Supervisor of Inspectors, and Inspector of Apparatus be included.

Mr. Callaghan, speaking on Mr. Kelly's request, announced that the question regarding the incorporation of these three positions in the charter amendment was considered. The position taken was that these positions were created by ordinance, and any raise in pay could be granted by ordinance. The Municipal Conference, continued Mr. Callaghan, will withdraw its support if these positions are included in the proposed amendment.

Ordered Submitted.

Supervisor Gallagher, thereupon, moved that the proposed charter amendment, affecting both Fire Department and Police Department, be ordered submitted.

Thereupon, the proposed charter amendment, reading in words and figures as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT—FIRE AND POLICE DEPARTMENTS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rate of pay for members of the Fire Department, and by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11, 35.12 and 35.13, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said departments, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rates of pay for members of the Fire Department, and by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11, 35.12 and 35.13, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department, so that the same shall read as follows:

FIRE DEPARTMENT

Section 36. The fire department shall be under the management of a fire commission, consisting of three members, who shall be appointed by the mayor and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1940, 1941 and 1942, respectively.

The fire commission shall appoint a chief engineer, a secretary and a department physician who shall hold office at its pleasure.

The fire commissioners shall be successors in office of the fire commissioners holding office in the city and county at the time this charter shall go into effect, and shall have all the powers and duties thereof, except as in this charter otherwise provided. The commissioners shall have power, upon recommendation of the chief engineer, to send fire boats, apparatus and men outside the city and county of San Francisco for fire-fighting purposes.

Positions of officers and employees of the fire department legally authorized shall continue, and incumbents therein legally appointed thereto shall continue as the officers and employees of the department under the conditions

governing their respective appointments, and except as in this charter otherwise provided. The annual compensation for the several ranks in the department shall be as follows: Chief Engineer, \$7,500; First Assistant and Second Assistant Chief Engineers, \$5,100; Battalion Chiefs, \$4,500; Captains, \$3,300; Lieutenants, \$3,120; Engineers, \$2,940; Chief's Operators, \$2,820; Driver Stokers, Tillermen, Truckmen and Hosemen, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; and for the seventh year of service and thereafter, \$2,700. Pilots of Fire Boats and Marine Engineers of Fire Boats, \$3,360; Firemen of Fire Boats, \$2,760.

Each period of twenty-four hours shall be divided into two tours of duty to-wit: From eight o'clock a.m. to six o'clock p.m., and from six o'clock p.m. to eight o'clock a.m. The uniformed force of the fire department shall be divided into two platoons, the officers and members assigned to which shall alternate on the tours of duty at intervals of not more than one week. No officer or member shall be required to remain on duty for more than fourteen consecutive hours, except when changing from one tour of duty to the other or in case of a conflagration requiring the services of more than one-half of the force of the department.

On the recommendation of the chief engineer, the commission may reward any member of the department for heroic or meritorious conduct, the form or amount of said award to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief engineer, or in his absence any assistant chief engineer, or in their absence any battalion chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

The absence of any officer or member of the fire department on military leave of absence, as defined by section 153 of this charter, shall be reckoned a part of his service under the city and county, for the purpose of computing years of service in gaining added compensation as provided for herein.

This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the increased salaries provided for herein shall be payable only when the proper appropriation has been made to meet said salaries but not later than July 1, 1943.

POLICE DEPARTMENT

Section 35. The police department shall consist of a police commission, a chief of police, a police force and such clerks and employees as shall be necessary and appointed pursuant to the provisions of this charter, and shall be under the management of a police commission consisting of three members, who shall be appointed by the mayor, and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock, noon, on the fifteenth day of January in the years 1942, 1944 and 1945, respectively. The incumbents serving as members of the commission on the effective date of this amendment shall continue to hold their respective positions, subject

to the provisions of the charter, for the remainder of the terms for which they have been respectively appointed.

The police commissioners shall be the successors in office of the police commissioners holding office in the city and county at the time this amendment shall become effective, and shall have all the powers and duties thereof, except as in this charter otherwise provided. They shall have power to regulate traffic, including the location and use of traffic control devices for that purpose.

Section 35.1. The police commission shall appoint a chief of police who shall hold office at its pleasure.

Section 35.2. All positions in the police department legally authorized shall be continued, and incumbents therein legally appointed thereto shall be continued as officers and employees of the department under the conditions governing their respective appointments and except as otherwise provided in this charter.

Section 35.3. Each member of the department holding the position of inspector on the effective date of this amendment, and who has held such position for one year continuously prior thereto, is hereby declared permanently appointed thereto. The chief of police may detail from time to time other members of the department for performance of duty in the bureau of inspectors who shall be known as assistant inspectors, and who may be removed from such detail by order of the chief of police. An appointment as an inspector shall not be subject to competitive examination, but in case of vacancy in said rank of inspector, the appointment shall be made by the chief of police from among those assistant inspectors who have been detailed to, and who have actually served with the bureau of inspectors for at least five years prior to such appointment. Inspectors and assistant inspectors shall have the same rights as other members of the department to take competitive examinations from their respective civil service ranks. An inspector guilty of any offense or violation of the rules and regulations of the police department shall be subject to punishment as provided in section 155 of this charter. The chief of police in addition to the inspectors above provided for shall detail any member of the department to serve as inspector of school traffic patrols who shall have the rank and pay of inspector, subject to the provisions of this section.

Section 35.4. Subject to the provisions of section 20 of this charter governing the appointment and removal of non-civil service appointees, and without competitive examination, the chief of police shall have power to appoint a police surgeon; to designate a deputy chief of police, a department secretary, and a director, bureau of special services, from any rank in the department; to designate a director, bureau of criminal information, from among the members of the department having the rank of sergeant or higher; to designate a captain of inspectors, a captain of traffic, and a director, bureau of personnel, from among the members of the department holding rank of lieutenant or higher, and to designate a supervising captain of districts from among the members of the department holding the rank of captain. Provided, that the captain of inspectors, who held said position on the 14th day of April, 1937, and for one year continuously prior thereto, is hereby continued in the said position as if he had been appointed thereto after civil service

examination and certification. The department secretary or other suitable member of the department shall be assigned by the chief of police to serve also as secretary to the police commission without extra compensation. The chief of police shall assign a property clerk from among the members of the department, such assignment shall be made at the rank and pay of the member so assigned.

When any member of the department, detailed to any of the positions above mentioned, shall be removed from said detail or position, he shall be returned to his civil service rank and position, unless removed from the department pursuant to the provisions of section 155 of the charter.

Section 35.5. The police force of the city and county shall not exceed one police officer for each five hundred inhabitants thereof. The annual compensations for the several ranks in the department shall be as follows: Chief of police, \$7,500; deputy chief of police, \$5,700; captain of inspectors, \$5,300; department secretary, \$5,100; captain of traffic, director, bureau of criminal information; director, bureau of personnel and supervising captain of districts each, \$4,300; captains and criminologist, \$3,900; lieutenants and director bureau of special services, each, \$3,300; inspectors, \$3,060; sergeants, \$2,940; police surgeon, \$2,700; photographer, \$3,000; police officers, police patrol drivers, and women protective officers, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; for seventh year of service and thereafter, \$2,700.

The minimum annual compensation for police officers, women protective officers, and police patrol drivers, now members of the department or who shall be appointed from eligible lists established prior to the effective date of this amendment, shall be \$2,520, and further adjustments shall be in accordance with the preceding paragraph.

In determining years of service necessary for a police officer, women protective officer and police patrol driver to receive the annual compensation sum of \$2,580, \$2,640, and \$2,700, respectively, as provided for herein, service rendered prior to the effective date of this amendment shall be given full credit and allowed. All service under this section shall be computed on the calendar year basis.

The absence of any police officer, woman protective officer, or police patrol driver on military leave of absence, as defined by section 153 of this charter, shall be reckoned a part of his service under the city and county, for the purpose of computing years of service in gaining added compensation as provided for herein.

Any member assigned to two-wheel motorcycle traffic duty shall receive \$15 per month in addition to the compensation to which he would otherwise be entitled.

Section 35.6. The chief of police may refuse to issue any permit that is subject to police department investigation and issuance, if it shall appear that the character of the business or the applicant requesting such permit does not warrant the issuance thereof, or he may revoke any such permit as soon as it shall appear that the business or calling of the person to whom it was granted is conducted in a disorderly or improper manner, or that the place in

which the business is conducted or maintained is not a proper or suitable place in which to conduct or maintain such business or calling.

Section 35.7. In the suppression of any riot, public tumult, disturbance of the public peace or organized resistance against the laws or public authority, the chief of police, in the lawful exercise of his functions, shall have all the powers that are now or that may be conferred on the sheriff by the laws of this state.

Section 35.8. The supervisors shall provide in the annual budget, an amount not to exceed in any one fiscal year the sum of \$10,000 to be known as the contingent fund of the chief of police. The chief of police may from time to time, disburse such sums for contingent expenses of the department as in his judgment shall be for the best interests of the city and county, and the police commission shall allow and order paid out of such contingent fund, upon orders signed by the chief of police, such amounts as may be required.

Section 35.9. At his discretion or upon the petition of any person, firm or corporation, the chief of police may appoint, and at his pleasure remove special police officers. Such officers shall be subject to all the rules and regulations of the department.

Section 35.10. The police commission may appoint patrol special officers and for cause may suspend or dismiss said patrol special police officers after a hearing on charges duly filed with the commission and after a fair and impartial trial. Each patrol special police officer shall be at the time of his appointment not less than twenty-one years of age nor more than forty years of age and must possess such physical qualifications as may be required by the commission. Age qualifications shall not apply to present patrol special police officers acting as such at the time of the effective date of this amendment prior to their reappointment. Patrol special police officers who are designated by the police commission as the owners of certain beat or territory as may be fixed from time to time by said commission or the legal heirs or representatives of said owners, may dispose of their interest in said beat or territory to a person of good moral character, approved by the police commission and eligible for appointment as a patrol special police officer.

Section 35.11. On the recommendation of the chief of police, the commission may reward any member of the department for heroic or meritorious conduct. The form or amount of said reward to be discretionary with the commission, but not to exceed one month's salary in any one instance.

Section 35.12. The chief of police shall have power, by regulation, to provide for the care and restitution of property that may come into possession of any officer or employee thereof, and the sale at public auction of all such unclaimed property, as well as the disposition of such property as shall consist of weapons or articles used or that may be used in the commission of crime, or the sale or disposition of which is prohibited by law.

Section 35.13. This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the Board of Supervisors has appropriated the funds necessary in connection therewith, but not later than July 1, 1943.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncoieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Withdrawn.

The following, from Judiciary Committee, without recommendation, was taken up:

CHARTER AMENDMENT No.

POWERS AND DUTIES OF CHIEF ADMINISTRATIVE OFFICER

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 60 thereof, relating to Powers and Duties of Chief Administrative Officer.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 60 thereof, so that the same shall read as follows:

POWERS AND DUTIES OF CHIEF ADMINISTRATIVE OFFICER

NOTE: Additions are indicated by *light face italics*.

Section 60. The chief administrative officer shall be responsible to the mayor and to the board of supervisors for the administration of all affairs of the city and county that are placed in his charge by the provisions of this charter and by ordinance, and to that end he shall have power and it shall be his duty to exercise supervision and control over all administrative departments which are under his jurisdiction; to appoint the heads of departments under his control and the members of advisory and other boards provided by this charter or by ordinance to be appointed by the chief administrative officer; to prescribe general rules and regulations for the administrative service under his control; to have a voice but no vote in the board of supervisors, with the right to report on or to discuss any matter before the said board concerning the affairs of the departments in his charge; to make such recommendations and propose such measures to the mayor, the board of supervisors or committees thereof, concerning the affairs of the city and county in his charge as he may deem necessary; to coordinate the functioning of the several departments of the city and county charged with powers and duties relating to control of traffic; *to budget and control publicity and advertising expenditures of the city and county; provided, however, that there shall be made available out of such fund each year not less than the sum of \$3,000 to be appropriated for the annual Independence Day celebration.*

The chief administrative officer may designate an officer or an employee in any department under his jurisdiction to exercise the powers and perform the duties of any county office not specifically designated by this charter.

Approved as to form by the City Attorney.

At request of Supervisor, the sponsor, the foregoing charter amendment was *withdrawn*.

Re-reference to Committee.

CHARTER AMENDMENT No.

**ECONOMIC SURVEYS IN CONNECTION WITH COMPENSATION
OF MUNICIPAL EMPLOYEES**

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by adding thereto a new section to be known as Section 70.2, relating to Economic Surveys in Connection With Compensation of Municipal Employees.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by adding thereto a new section to be known as Section 70.2, relating to Economic Surveys in Connection With Compensation of Municipal Employees.

**ECONOMIC SURVEYS IN CONNECTION WITH COMPENSATION
OF MUNICIPAL EMPLOYEES**

Section 70.2. In January of each year the board of supervisors shall make inquiry of the appropriate agencies of the governments of the United States and of the State of California as to what increase, if any there has been in the cost of food, clothing, transportation and housing in the city of San Francisco since the date or dates of the latest standardization or fixing of the rates of compensation of city employees. Upon ascertaining any such increases and the rates or percentages thereof the board shall have power and authority to increase the rates of compensation of all employments of the city and county over and above the standardized or fixed rate by a percentage not greater than such ascertained rate or percentage of increase in the cost of food, clothing, transportation and housing. Such increases in the rates of compensation shall be incorporated in the annual budget and annual salary ordinance.

Approved as to form by the City Attorney.

On motion by Supervisor MacPhee, the foregoing charter amendment was *re-referred* to the Judiciary Committee.

Tabled.

CHARTER AMENDMENT No.

SALE OF PROPERTY

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 92 thereof, Sale of Property, relating to Real Estate Brokers' Commissions for Sale of City Property.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 92 thereof, so that the same shall read as follows:

SALE OF PROPERTY

NOTE: Additions are indicated by *light face italics*.

Section 92. Any real property owned by the city and county, *excepting* lands for parks and squares, may be sold on the recommendation of the officer board or commission in charge of the department responsible for the administration of such property. When the board of supervisors, by ordinance, may authorize such sale and determine that the public interest or necessity demands, or will not be inconvenienced by, such sale, the director of property shall make a preliminary appraisal of the value of such property. The director of property shall advertise by publication the time and place of such proposed sale. He shall forthwith report to the department head concerned and to the supervisors the amount of any and all tenders received by him. The supervisors may authorize the acceptance of the highest and best tender, or they may, by ordinance, direct that such property be sold at public auction, date of which shall be fixed in the ordinance. No sale other than a sale at a public auction shall be authorized by the supervisors unless the sum offered shall be at least 90 per cent of the preliminary appraisal of such property hereinbefore referred to.

The director of property of the city and county of San Francisco may and said officer is empowered to list for sale or exchange any property of the city and county of San Francisco with any licensed real estate broker, and pay said broker the prevailing real estate commission for procuring said purchaser or change; it being further understood that said listings may be given as an open listing to all licensed real estate brokers who desire to work upon the sale or exchange of said parcel of real property.

Upon acceptance of the offer for sale or exchange in excess of 90 per cent of the appraised value by the real estate department of the city and county of San Francisco, the director of property shall submit the offer to the board of supervisors wherein a majority vote may approve the same at a public auction, it being understood the usual custom of the probate department of the superior court affecting sale of real estate shall prevail.

The proceeds of the sale of any property under the control of a department shall be applied by the supervisors to the purchase of additional land for the use of such department if required thereby. Otherwise such proceeds shall be applied to the purchase of additional real property for any city and county purpose, provided, however, that the proceeds of the sale of any property acquired for the use of any utility shall revert to the funds of said utility.

The director of property may, in lieu of sale, arrange for the trading of any real property proposed to be sold for other property required by the department in charge thereof, on the recommendation of the officer, board or commission in charge of such property and the authorization, by ordinance, of the board of supervisors.

On motion by Supervisor MacPhee, the foregoing charter amendment was *tabled*.

Ordered Submitted.

CHARTER AMENDMENT No.

HEALTH SERVICE SYSTEM

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending paragraph "d", subdivision 3 of Section 172.1 thereof, relating to the Health Service System.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend Section 172.1 thereof, so that the same shall read as follows:

HEALTH SERVICE SYSTEM

NOTE: Additions are indicated by *light face italics*.

Section 172.1:

Subdivision 1. A health service system for municipal employees is hereby established. Said system shall be administered by a board to be known as the Health Service Board. The members of the system shall consist of all employees of the City and County who are members of the retirement system and all teachers and employees of the board of education who are members of said retirement system. Any employee who adheres to the faith or teachings of any recognized religious sect, denomination or organization and, in accordance with its creed, tenets or principles, depends for healing upon prayer in the practice of religion shall be exempted from the system upon filing annually with the Health Service Board an affidavit stating such adherence and dependence and disclaiming any benefits under the system. The board shall have the power to exempt any person whose annual compensation exceeds forty-five hundred (\$4,500.00) dollars and any person who has otherwise provided for adequate medical care.

Subdivision 2. The Health Service Board shall consist of nine members elected by the members of the system. The first members of the board shall classify themselves by lot so that three shall serve for one year, three for two years and three for three years from and after May 15, 1937. Thereafter the term of office shall be three years. The president of the board shall act as the appointing officer under the civil service provisions of this charter for the appointing, disciplining and removal of such employees as may be authorized by the board. Each member of the board shall give bond in the sum of ten thousand (\$10,000.00) dollars, the premium on which shall be paid out of the funds of the system. Vacancies shall be filled for the unexpired term by a majority vote of the remaining members of the Board. Members of the Board shall be nominated by a written nomination of twenty members filed with the registrar of voters not earlier than April 1st nor later than April 15th of each year. The registrar of voters shall prepare ballots and shall furnish the same to all members of the system between April 15th and April 25th and shall receive the ballots between April 25th and May 7th

and canvass and certify the result on May 8th. The registrar of voters shall have power to make such regulations respecting the form, distribution and canvassing of the ballots as may be necessary to secure secrecy of the ballot and prevent fraud. The persons equal in number to the number to be elected who receive the greatest number of votes shall be declared elected. Not more than one employee of any one department or office may be a member of the Board. For the purpose of the first election, all employees eligible for membership in the system shall be deemed members.

Subdivision 3. The Board shall have power:

(a) By a two-thirds vote of the entire membership of the Board to adopt a plan or plans for rendering medical care to the members of the system, or for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs, provided:

1. No member of the system shall be required to accept the services or medical supplies of any physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist or hospital selected by the Board, but, subject to rules and regulations of the Board, every member shall have the right to select, of his own choice, any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care as herein defined, who or which will render the required services pursuant to said rules and regulations, and the Board shall make provision for the exercise of such choice; and is hereby expressly prohibited from entering into any exclusive contract for the rendering of said services;

2. Any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care shall have the right to furnish such services or medical supplies at uniform rates of compensation to be fixed by the Board;

3. Such rates of compensation and any and all proposed contracts respecting the rendering of such services shall be reviewed by the retirement board of the City and County and shall not become effective unless and until approved by the retirement board. The retirement board may approve, refer to the Health Service Board for further consideration, or disapprove any matter or proposal which is within its jurisdiction under the provisions of this section, and it shall act within sixty (60) days after any matter has been submitted to it, and failure of the retirement board to approve, refer or disapprove the same within said period shall constitute an approval.

4. In January of each year, at public hearings, the Health Service Board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation paid for all services rendered and it may make such revisions therein as it deems equitable. Any such determination or revision shall be subject to review by the retirement board upon an appeal taken within thirty (30) days thereafter by a written petition filed with the retirement board and signed by not less than fifteen per cent. (15%) of the members of the system or by not less than fifteen per cent. (15%) of those of any one of the following groups who have contracted to render services to the members of the system: Physicians and surgeons; persons licensed to treat human diseases without the use of drugs; dentists; nurses; pharmacists; hospitals; other agencies of medical care. A copy of such petition shall also be filed with the Health

Service Board at the same time. The retirement board may approve or disapprove such determination or revision of the Health Service Board by a majority of its members or refer the same to the Health Service Board for further consideration. Failure of the retirement board to approve, refer or disapprove such determination or revision within sixty (60) days after filing the petition shall constitute an approval.

5. The Health Service Board shall receive, consider and, within sixty (60) days after receipt, act upon any matter pertaining to the administration, operation or conduct of the health service system submitted to it in writing by any member of the system or any person who has contracted to render medical care to the members of the system.

6. The said retirement board is hereby authorized and empowered and it is hereby made its duty to exercise the powers and to perform the duties prescribed for it by this section.

(b) To put said plans into effect and to conduct and administer the same and, for all or any of said purposes, to contract therefore and use the funds of the system.

(c) To make rules and regulations for the transactions of its business, the granting of exemptions and the admission to the system of persons who are hereby made members thereof and such other officers and employees as may voluntarily become members of the system with the approval of the Board.

(d) *To appoint a medical director and such other employees as may be necessary. The compensation of the medical director shall be fixed by the board and he shall hold office at its pleasure. The employees, other than the medical director, shall be subject to the civil service provisions of the charter, provided that all employees who are actually employed or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions and classifications as if appointed thereto after examination and certification from a civil service list of eligibles and shall thereafter be governed by and be subject to the civil service provisions of this charter. Prior to July first in each year the Health Service Board shall fix the compensation of its employees, which compensation shall be the same as the rates of compensation fixed by the Board of Supervisors, under the provisions of Section 151 of this charter, for similar classifications and services in other city and county departments.*

(e) To make provision for the participation in the benefits of the system by the dependents of members, retired municipal employees and temporary municipal employees, provided that such participation shall be without cost to the City and County.

Subdivision 4. The Board shall determine and certify to the Controller the amount to be paid monthly by the members of the system to a fund for the purposes of the system hereby created. The controller shall deduct said sums from the compensation of the members and shall deposit the same with the Treasurer of the City and County to the credit and for the use of the system. Such deductions shall not be deemed to be a reduction of compensation under any provision of this charter. The Board shall have control of the administration and investment of the funds, provided that all investments shall be of the character legal for insurance companies in California. Dis-

bursments from the fund shall be made only upon audit by the Controller and the Controller shall have and exercise the accounting and auditing powers over the funds of the system which are vested in him by this charter with respect to all other municipal boards, officers and commissions.

Subdivision 5. The term "medical care" shall include the services of physicians, surgeons, nurses, persons licensed to treat human diseases without the use of drugs, hospitalization, medicines and appliances, and dental, optical and other medical treatments and services.

All acts performed and services rendered under the provisions of this section shall be performed in accordance with the provisions as to professional conduct prescribed by the statutes of the State of California regulating such professional conduct and services.

Medical care, as defined in this section, shall not be furnished or supplied to any member of the system by or in any of the public health and hospital facilities of the City and County, except that emergency medical and hospital care may be rendered to any member of the system in the usual course of emergency health service.

Subdivision 6. Members of the system shall have and possess no claim or recourse against any of the funds of the municipality by virtue of the adoption or operation of any plan for rendering medical care, indemnifying costs of said care or carrying insurance against such costs, but the claim and recourse of any such member shall be limited solely to the funds of the system. All expenses of the system shall be borne exclusively by the fund of the system and the City and County shall not appropriate or contribute funds in any manner for the purposes of the system hereby established and provided.

Approved as to form by the City Attorney.

Discussion.

Mr. Louis Moran, President of the Health Service Board, explained the foregoing proposed charter amendment, and urged its submission to the voters. Positions are now being filled, he stated, by eligibles on civil service lists. Approval of the amendment will prevent any charge of patronage in the future.

Amendment to Amendment.

Supervisor MacPhee moved as an amendment to the proposed charter amendment, that there be added to paragraph (d) of Subdivision 3, the following language: "The Health Service System shall submit to the Board of Supervisors prior to July 1st of each year a list of the positions established under the Health Service Board, and such positions and the compensation therefor shall be enumerated in the annual salary ordinance. Payrolls covering such positions shall be governed by Section 150 of the charter." Motion seconded by Supervisor Uhl.

No objection, and motion *carried*.

Mr. William Henderson, representing the Civil Service Commission, stated that he was not opposed to the proposed charter amendment. He desired, though, to call attention to the fact that the proposed amendment provides for making the Secretary of the Board subject to Civil Service. Secretaries of all other Boards and Commissions are exempt from Civil Service provisions of the Charter.

Whereupon, Mr. Moran, and Dr. Keenan, Director of the Health Service System, both announced that they would prefer the Secretary of the Board to be a civil service employee.

Mrs. Elial, citizen, expressed opposition to the amendment. The people she represented were opposed to blanketing into civil service any group of employees.

Ordered Submitted.

Thereupon, the roll was called, and the proposed charter amendment, as amended, and reading as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT—HEALTH SERVICE SYSTEM

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending paragraph "d", subdivision 3 of Section 172.1 thereof, relating to the Health Service System.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 172.1 thereof, so that the same shall read as follows:

HEALTH SERVICE SYSTEM

Section 172.1:

Subdivision 1. A health service system for municipal employees is hereby established. Said system shall be administered by a board to be known as the health service board. The members of the system shall consist of all employees of the city and county who are members of the retirement system and all teachers and employees of the board of education who are members of said retirement system. Any employee who adheres to the faith or teachings of any recognized religious sect, denomination or organization and, in accordance with its creed, tenets or principles, depends for healing upon prayer in the practice of religion shall be exempted from the system upon filing annually with the health service board an affidavit stating such adherence and dependence and disclaiming any benefits under the system. The board shall have the power to exempt any person whose annual compensation exceeds forty-five hundred (\$4,500.00) dollars and any person who has otherwise provided for adequate medical care.

Subdivision 2. The health service board shall consist of nine members elected by the members of the system. The first members of the board shall classify themselves by lot so that three shall serve for one year, three for two years and three for three years from and after May 15, 1937. Thereafter the term of office shall be three years. The president of the board shall act as the appointing officer under the civil service provisions of this charter for the appointing, disciplining and removal of such employees as may be authorized by the board. Each member of the board shall give bond in the sum of ten thousand (\$10,000.00) dollars, the premium on which shall be paid out of the funds of the system. Vacancies shall be filled for the unexpired term by a majority vote of the remaining members of the board. Members of the board shall be nominated by a written nomination of twenty members filed with the registrar of voters not earlier than April 1st nor later than April 15th of each year. The registrar of voters shall prepare ballots and shall furnish the same to all members of the system between April 15th and April 25th and shall receive the ballots between April 25th and May 7th

and canvass and certify the result on May 8th. The registrar of voters shall have power to make such regulations respecting the form, distribution and canvassing of the ballots as may be necessary to secure secrecy of the ballots and prevent fraud. The persons equal in number to the number to be elected who receive the greatest number of votes shall be declared elected. Not more than one employee of any one department or office may be a member of the board. For the purpose of the first election, all employees eligible for membership in the system shall be deemed members.

Subdivision 3. The board shall have power:

(a) By a two-thirds vote of the entire membership of the board to adopt a plan or plans for rendering medical care to members of the system, or for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs, provided:

1. No member of the system shall be required to accept the services or medical supplies of any physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist or hospital selected by the board, but, subject to rules and regulations of the board, every member shall have the right to select, of his own choice, any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care as herein defined, who or which will render the required services pursuant to said rules and regulations, and the board shall make provision for the exercise of such choice; and is hereby expressly prohibited from entering into any exclusive contract for the rendering of said services;

2. Any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care shall have the right to furnish such services or medical supplies at uniform rates of compensation to be fixed by the board;

3. Such rates of compensation and any and all proposed contracts respecting the rendering of such services shall be reviewed by the retirement board of the city and county and shall not become effective unless and until approved by the retirement board. The retirement board may approve, refer to the health service board for further consideration, or disapprove any matter or proposal which is within its jurisdiction under the provisions of this section, and it shall act within sixty (60) days after any matter has been submitted to it, and failure of the retirement board to approve, refer or disapprove the same within said period shall constitute an approval.

4. In January of each year, at public hearings, the health service board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation paid for all services rendered and it may make such revisions therein as it deems equitable. Any such determination or revision shall be subject to review by the retirement board upon an appeal taken within thirty (30) days thereafter by a written petition filed with the retirement board and signed by not less than fifteen per cent (15%) of the members of the system or by not less than fifteen per cent (15%) of those of any one of the following groups who have contracted to render services to the members of the system: Physicians and surgeons; persons licensed to treat human diseases without the use of drugs; dentists; nurses; pharmacists; hospitals; other agencies of medical care. A copy of such petition shall also be filed with the health service board at the same time. The retirement board may approve or dis-

approve such determination or revision of the health service board by a majority of its members or refer the same to the health service board for further consideration. Failure of the retirement board to approve, refer or disapprove such determination or revision within sixty (60) days after filing the petition shall constitute an approval.

5. The health service board shall receive, consider and, within sixty (60) days after receipt, act upon any matter pertaining to the administration, operation or conduct of the health service system submitted to it in writing by any member of the system or any person who has contracted to render medical care to the members of the system.

6. The said retirement board is hereby authorized and empowered and it is hereby made its duty to exercise the powers and to perform the duties prescribed for it by this section.

(b) To put said plans into effect and to conduct and administer the same and, for all or any of said purposes, to contract therefore and use the funds of the system.

(c) To make rules and regulations for the transactions of its business, the granting of exemptions and the admission to the system of persons who are hereby made members thereof and such other officers and employees as may voluntarily become members of the system with the approval of the board.

(d) To appoint a medical director and such other employees as may be necessary. The compensation of the medical director shall be fixed by the board and he shall hold office at its pleasure. The employees, other than the medical director, shall be subject to the civil service provisions of the charter, provided that all employees who are actually employed or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions and classifications as if appointed thereto after examination and certification from a civil service list of eligibles and shall hereafter be governed by and be subject to the civil service provisions of this charter. Prior to July first in each year the health service board shall fix the compensation of its employees, which compensation shall be the same as the rates of compensation fixed by the board of supervisors, under the provisions of Section 151 of this charter, for similar classifications and services in other city and county departments. The health service board shall submit to the board of supervisors prior to July 1 of each year a list of the positions established under the health service board, and such positions and the compensation therefor shall be enumerated in the annual salary ordinance. Payrolls covering such positions shall be governed by section 150 of the charter.

(e) To make provision for the participation in the benefits of the system of the dependents of members, retired municipal employees and temporary municipal employees, provided that such participation shall be without cost to the city and county.

Subdivision 4. The board shall determine and certify to the controller the amount to be paid monthly by the members of the system to a fund for the purposes of the system hereby created. The controller shall deduct said amounts from the compensation of the members and shall deposit the same with the treasurer of the city and county to the credit and for the use of the system. Such deductions shall not be deemed to be a reduction of compensa-

tion under any provision of this charter. The board shall have control of the administration and investment of the funds, provided that all investments shall be of the character legal for insurance companies in California. Disbursements from the fund shall be made only upon audit by the controller and the controller shall have and exercise the accounting and auditing powers over the funds of the system which are vested in him by this charter with respect to all other municipal boards, officers and commissions.

Subdivision 5. The term "medical care" shall include the services of physicians, surgeons, nurses, persons licensed to treat human diseases without the use of drugs, hospitalization, medicines and appliances, and dental, optical and other medical treatments and services.

All acts performed and services rendered under the provisions of this section shall be performed in accordance with the provisions as to professional conduct prescribed by the statutes of the state of California regulating such professional conduct and services.

Medical care, as defined in this section, shall not be furnished or supplied to any member of the system by or in any of the public health and hospital facilities of the city and county, except that emergency medical and hospital care may be rendered to any member of the system in the usual course of emergency health service.

Subdivision 6. Members of the system shall have and possess no claim or recourse against any of the funds of the municipality by virtue of the adoption or operation of any plan for rendering medical care, indemnifying costs of said care or carrying insurance against such costs, but the claim and recourse of any such member shall be limited solely to the funds of the system. All expenses of the system shall be borne exclusively by the funds of the system and the city and county shall not appropriate or contribute funds in any manner for the purposes of the system hereby established and provided.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Ordered Submitted.

The following Charter amendment, presented by Supervisor Roncovieri, and recommended for submission to the voters, was taken up:

CHARTER AMENDMENT—POWERS AND DUTIES OF THE BOARD OF EDUCATION

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 135 thereof, relating to powers and duties of board of education.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 135 thereof, powers and duties of board of education, by providing a method of payment of certificated employees of board of education in twelve equal payments.

POWERS AND DUTIES OF BOARD OF EDUCATION

Section 135. In addition to the powers conferred by the general laws of the state and other provisions of this charter, the board of education shall have power to establish and maintain such schools as are authorized by the laws of the state as the board may determine, and to change, modify, consolidate or discontinue the same as the public welfare may require.

The board shall also have power to employ such teachers and other persons as may be necessary to carry into effect its powers and duties; to fix, alter and approve their salaries and compensations, except as in this charter otherwise provided, and to withhold for good and sufficient cause the whole or any part of the wages, salary, or compensation of any person or persons employed as aforesaid; and to promote, transfer and dismiss teachers, but no teacher shall be dismissed from the department except for insubordination, immoral or unprofessional conduct, or evident unfitness for teaching. Appointment, promotion, assignment and transfer of deputy superintendents, principals, assistants, teachers and all other certificated employees shall be made by the board of education upon the recommendation of the superintendent of schools. All promotions of teachers shall be based solely on merit. Nothing in this section shall be construed to prevent the board from removing teachers as provided in this charter and the laws of the state. Charges against teachers must be made in writing by the superintendent after investigation and shall be finally passed upon by the board after giving the accused teacher a fair and impartial hearing before said board.

All teachers, heads of departments, vice-principals, principals, supervisors and directors shall be classified as permanent employees in their respective positions after they have been successfully employed in such positions in the school department for a probationary period of three years. In the absence of any action to the contrary by the board of education at the end of the third year of such employment, the classification shall be considered as permanent. A deputy superintendent shall be classified as a permanent employee in such position in the school department in which he was permanently employed immediately prior to his appointment as deputy.

Non-teaching and non-technical positions, and positions not required by law to be filled by a person holding a teaching or other certificate as required by law, shall be employed under the civil service provisions of this charter and the compensations of such persons shall be fixed in accordance with the salary standardization provisions of this charter.

The board of education shall have power to grant and to renew, and, for insubordination, immoral or unprofessional conduct or unfitness for teaching, to revoke teachers' certificates.

The board shall establish regulations subject to the approval of the controller for the disbursement of all moneys belonging to the school department of the school fund or funds, and to secure strict accountability in the expenditure thereof, and to provide for the prompt payment of all salaries due and allowed to officers, teachers and other employees of the school department.

Notwithstanding any other provision of this charter to the contrary, the board of education of the San Francisco Unified School District may authorize payment of the annual compensation of certificated employees in twelve equal payments, the first such equal payment being made on or before the fifth

day of August of each school year, and continuing each month thereafter until the full annual compensation shall be paid, provided that the last equal payment shall be made not later than the fifth day of July of the succeeding school year, and provided further that in the event that the certificated employee for any reason does not perform the full year of service, said certificated employees shall receive only such amount as is authorized by the School Code of the state of California. In the event said certificated employee has been paid an amount greater than such employee is entitled to receive under the provisions of the School Code of the State of California, said certificated employee shall be liable therefor and within thirty days after such excess payment said certificated employee shall reimburse the San Francisco Unified School District for the excess, and said certificated employee shall not be paid any of his retirement accumulations or credits until the San Francisco Unified School District has been reimbursed for the said excess.

The board shall, between the 1st and 21st days of May of each year, adopt a schedule of salaries for the next ensuing fiscal year for teachers and other employees of the school department. Compensations of non-teaching and non-technical employees shall be fixed in accordance with the salary standardization provisions of this charter.

Ordered Submitted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roccovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Ordered Submitted.

CHARTER AMENDMENT—POWERS VESTED IN BOARD OF SUPERVISORS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the charter of said City and County by amending Section 9 thereof, "Powers Vested in Board of Supervisors."

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of the City and County by amending Section 9 thereof, "Powers Vested in Board of Supervisors," so that the same shall read as follows:

POWERS VESTED IN BOARD OF SUPERVISORS

Section 9. The powers of the city and county, except the powers reserved to the people or delegated to other officials, boards or commissions by this charter shall be vested in the board of supervisors and shall be exercised as provided in this charter. The board of supervisors shall, ex-officio, be the board of equalization for the city and county. It shall be the duty of the board of supervisors to canvass the vote cast at each election in the city and county, and certify the official count of such balloting. The supervisors shall determine the maximum number of each class of employment in each of the various departments and offices of the city and county and shall fix rates and schedules of compensation therefor in the manner provided in this charter. On the recommendation of the mayor and the chief administrative officer, the board of supervisors may

create or abolish departments which are now or may hereafter be placed under the chief administrative officer or under commissions appointed by the mayor. The board of supervisors may, by ordinance, confer on any officer, board or commission such other and additional powers as the board may deem advisable. The board of supervisors, by ordinance, may provide medical care, hospitalization, compensation and such other benefits as the board may deem necessary for regularly authorized volunteer civilian defense workers suffering injury arising out of and in the course of their activities as such civilian defense workers.

Whenever the board of supervisors by ordinance shall declare that the public interest demand a night university, municipally established, maintained and controlled, they shall submit the proposal to the people, and if approved by a majority of the electors voting thereon, the board of supervisors may by ordinance provide for the establishment, maintenance and control of such a night university having courses of instruction in advance of the instruction maintained in high schools and junior colleges. Said university shall have the power to grant academic degrees and shall be open to any resident of the city and county qualified to enter and pursue the courses of instruction therein given.

Supervisor O'Gara presented, at the request of the Director of Civilian Defense, the foregoing proposed charter amendment, and after explaining the purport thereof moved that it be ordered submitted to the voters. Motion seconded by Supervisor Uhl.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Ronieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Preparation of Charter Amendments Affecting Board of Supervisors and the Mayor.

Supervisor O'Gara announced that there were, in Judiciary Committee, two conflicting amendments to Section 5 of the Charter. One is to provide for reduction of number of Supervisors, making them full time, at a salary of \$6,000 per annum each; providing for penalty for failure to attend meetings, unless excused. The other is to provide for a single term for the Mayor. Supervisor O'Gara moved that the Board instruct the Clerk to prepare the proposed amendments, after which the Board will consider the amendment affecting the Board of Supervisors, and then, depending on the result of the action on the first amendment, the Board can consider the second amendment.

Supervisor Mead expressed opposition to the foregoing proposed charter amendments. There are much more important matters to be considered. The Charter would need amending to give the Supervisors more duties before they should be made full time officials. Thereupon, he moved that the members of the Board do not approve the proposed amendment by Supervisor Uhl.

Supervisor Uhl objected to the motion. There is sufficient work, he stated, to warrant a full time Board.

Supervisor Colman disagreed with Supervisor Uhl. The Board of Supervisors is a legislative and policy fixing body. The only way to justify full time positions would be to meddle with administrative affairs. The voters, he felt, would not approve that. The present set-up of the Board is an admirable one. He would vote against submission of Supervisor Uhl's amendment to the People.

Supervisor MacPhee stated that he felt there was much need for full time positions as Supervisors. However, he would vote against

submission, not because he was opposed to it, but because there would be great danger to other important matters.

Thereupon, Supervisor Uhl announced that he would withdraw his proposed amendment.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.**

**Requesting City Planning Commission to Consider Suspension for
the Duration, Prohibition Against Renting Rooms in First Resi-
dential Districts.**

(Series of 1939)

Resolution No., as follows:

Whereas, due particularly to the war and the influx of workers engaged in the armament and supply program attendant thereon, the population of San Francisco has increased greatly and will continue to swell; and

Whereas, because of priorities and a cessation of home building activities, San Francisco is faced with a shortage of housing facilities for the accommodation of greater numbers of inhabitants; and

Whereas, with no desire to destroy or impair the integrity of the zoning and use classifications in force in San Francisco, but with a sincere desire to remove any impediment to the war effort, it would appear prudent, for the duration of this emergency, to make available for hire those rooms in first residential areas which, for patriotic or other motives, the owners of the properties are willing to place at the disposal of those in need of accommodations; now, therefore, be it

Resolved, That the City Planning Commission be and is hereby requested to give consideration to a proposal to amend the zoning ordinance, which amendment would suspend for the duration of the war, the prohibition against the renting of rooms in first residential districts; and be it

Further Resolved, That the City Planning Commission be and is hereby requested to submit to the Board its recommendation in this matter, as soon as possible.

Referred to Public Buildings and Lands and City Planning Committee.

**Authorizing Modification of Lease Between the City and County
of San Francisco and E. Cerruti Covering Premises at 775 Lom-
bard Street, Commonly Known as Crystal Palace Baths.**

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2884, as follows:

Whereas, on the 29th day of June, 1942, the Board of Supervisors of the City and County of San Francisco passed Resolution No. 2735, series of 1939, authorizing the City and County of San Francisco to renew a lease with E. Cerruti, leasing to the City and County the premises at 775 Lombard Street, commonly known as Crystal Palace Baths, for a term of one year from the 16th day of July, 1942; and

Whereas, since the renewal of said lease it has been deemed necessary to increase the use of the facilities of said premises in view of the existing war conditions in that it is desired to permit the members of the armed forces of the United States to patronize said baths and to conduct swimming lessons for said members of the armed forces,

and also to use said premises for a place of recreation for said armed forces; and

Whereas, the lessor has agreed to provide the increased facilities as outlined above; said increased facilities to be provided with an additional payment of Five Hundred (\$500) Dollars per month for the ten months remaining under the lease and the lessor to retain such amounts as may be paid by those using the Crystal Palace Baths; and

Whereas, the Recreation Commission and the Director of Property have approved said increase; now, therefore, be it

Resolved, That authority is hereby granted to the Director of Property to amend said lease to provide for the increased facilities as outlined herein and also to provide for the additional payment of Five Hundred (\$500) Dollars per month for the ten (10) months remaining under the lease and to permit the lessor to retain such amounts as may be paid by those using said Crystal Palace Baths.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent—Supervisor Green—1.

Adopted.

The following recommendations of his Honor, the Mayor, were taken up:

Leave of Absence, Honorable Edward Sharkey, Managing Director, War Memorial Department.

(Series of 1939)

Resolution No. 2885, as follows:

Resolved, That, in accordance with the request of his Honor, the Mayor, Honorable Edward Sharkey, Managing Director, War Memorial Department, be and he is hereby granted a leave of absence of two weeks commencing September 14th, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent—Supervisor Green—1.

Leave of Absence, William L. Henderson, Personnel Director and Secretary, Civil Service Commission.

(Series of 1939)

Resolution No. 2886, as follows:

Resolved, That, in accordance with the request of his Honor, the Mayor, William L. Henderson, Personnel Director and Secretary of the Civil Service Commission, be and he is hereby granted a leave of absence of three (3) weeks commencing September 27, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent—Supervisor Green—1.

Leave of Absence, Honorable Milton S. Maxwell, Member of Civil Service Commission.

(Series of 1939)

Resolution No. 2887, as follows:

Resolved, That, in accordance with the request of his Honor, the Mayor, Honorable Milton S. Maxwell, member of the Civil Service

Commission, be and he is hereby granted a leave of absence of four (4) weeks commencing October 1, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent—Supervisor Green—1.

Communications.

Communications as follows were presented, read by the Clerk, and acted on as noted:

From Sunset Heights Improvement Club, advocating the purchase of the Market Street Railway lines by means of revenue bonds.

Filed.

From California Wool Growers Association, thanking the Board for its cooperation in the holding of the Pacific Wool Growers Auction on September 8th, 1942.

Filed.

RECESS.

There being no further business, the Board, at the hour of 5:45 P. M., recessed, to reconvene on Tuesday, September 15, 1942, at 2:00 P. M.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors September 28, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors.
City and County of San Francisco.

Tuesday, September 15, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

TUESDAY, SEPTEMBER 15, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Tuesday, September 15, 1942, 2:00 p. m.

The Board of Supervisors met in recessed session to resume consideration of proposed charter amendments.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Quorum present.

President Jesse C. Colman, presiding.

Supervisor Brown was noted present at 4:00 p. m.

Supervisor Green was noted present at 4:15 p. m.

Consideration of Charter Amendments.

The Board of Supervisors resumed consideration of charter amendments, as follows:

Refused Submission.

Charter Amendment—Six-year Term for Mayor.

Supervisor Shannon called attention to charter amendment proposed by him which would limit the term of Mayor to one six-year term, and announced that as a result of the withdrawal by Supervisor Uhl of an amendment to provide for a change affecting the membership of the Board of Supervisors, the City Attorney had drafted an amendment to Section 5 of the Charter to provide for one six-year term as Mayor.

Supervisor Mead opposed the amendment. He suggested that if a Mayor was permitted only one term of office, there was a possibility of his becoming too independent, and too indifferent to the wishes of the citizens since he could not be a candidate for re-election.

Supervisor Colman opposed the amendment. If we have a bad Mayor, one term is much too long; if we have a good Mayor, one term is not nearly long enough. There is no city in the United States that he knew of where a Mayor is permitted only one term of office. He would vote against submission of the amendment to the voters.

Supervisor Brown, in expressing his views, stated that Supervisor Colman's arguments were against the proposition and not against submission to the voters. It is a question for the people to decide. He would vote to submit it to them.

Supervisor Roncovieri stated that he had heard no demand for any such proposed amendment. He had faith in the wisdom of the people

and in the wisdom of democracy, and could see no reason for the proposed amendment at this time. He would vote against submission.

Supervisor O'Gara moved, as an amendment, that it be provided that no person shall be elected to the office of Mayor for two successive terms; that the term of office shall be four years; and that no person should serve for more than two terms in all. Motion seconded by Supervisor Shannon.

Motion *failed* by the following vote:

Ayes: Supervisors Meyer, O'Gara, Uhl—3.

Noes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Roncovieri, Shannon—8.

Thereupon, Supervisor O'Gara moved that the term of Mayor shall be four years, and that no man can be elected for more than two four-year terms. Motion seconded by Supervisor Shannon.

Motion *failed* by the following vote:

Aye: Supervisor O'Gara—1.

Noes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—10.

Note: In recording the foregoing motion, against which he subsequently voted, Supervisor Shannon announced that his "seconds" were but complimentary.

Refused Submission.

The roll was again called and the charter amendment was *refused submission* by the following vote:

Ayes: Supervisors Brown, Green, O'Gara, Shannon, Uhl—5.

Noes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri—6.

Charter Amendment—California Palace of the Legion of Honor and M. H. de Young Memorial Museum.

Action Rescinded.

Supervisor O'Gara informed the Board that in the charter amendment for California Palace of the Legion of Honor and for M. H. de Young Memorial Museum there were two errors, which should be corrected. In the second paragraph of Section 50 and in the third paragraph of Section 51, the words "a curator" appear. In both cases, the plural should be used instead of the singular. For that reason he would move that the action of the Board, taken on September 14, 1942, ordering the charter amendment submitted to the voters, be rescinded.

No objection and action rescinded.

Thereupon, Supervisor O'Gara moved that the proposed amendment be amended by substituting the word "curators" in lieu of the words "a curator," in both places, as outlined above.

No objection and amendments approved.

Ordered Submitted.

Whereupon, on motion by Supervisor O'Gara, the roll was again called and the charter amendment, as amended, and reading as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT—CALIFORNIA PALACE OF THE LEGION OF HONOR AND M. H. DE YOUNG MUSEUM

Providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to Civil Service provisions of the Charter.

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 50 and 51 thereof by providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to the civil service provisions of the Charter.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Sections 50 and 51 thereof so that the same shall read as follows:

CALIFORNIA PALACE OF THE LEGION OF HONOR

Section 50. The California Palace of the Legion of Honor shall be known as such in perpetuity. The management, superintendence, and operation thereof and the lands set aside therefor shall be vested in a board of eleven trustees, of which the mayor and the president of the park commission shall be ex officio members. All vacancies occurring in said board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for his or her services. Trustees need not be residents of the city and county.

The board shall have exclusive charge of the said memorial, the lands set aside therefor, and its affairs, and of all real and personal property thereto belonging, or which may be acquired by loan, purchase, gift, devise, bequest or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise or bequest. It shall meet for its purposes at least once every three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a director, curators and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service and salary standardization provisions of this charter; provided that all such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions as if appointed thereto after examination and certification from a civil service list of eligibles and thereafter shall be governed by and subject to the civil service provisions of this charter. The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings, and shall file annually a report with the controller. The trustees shall have power to insure loan exhibits against any risk.

The supervisors, for the purpose of maintaining, operating and superintending said memorial, and the purchase of objects of art, literary productions and other personal property, shall provide an amount sufficient for the maintenance, operation, and superintendence thereof; subject to the budget and fiscal provisions of this charter, and to that end shall levy a tax annually, the proceeds of which shall be credited to and deposited in a fund in the treasury of the city and county to be known as the "California Palace of the

Legion of Honor Fund," and shall be used exclusively for the purposes thereof.

It is the intention that the administration and control of the California Palace of the Legion of Honor shall be continued with the powers granted and under the conditions imposed by the terms of the donation and accepted by the city and county.

M. H. de YOUNG MEMORIAL MUSEUM

Section 51. The M. H. de Young Memorial Museum shall be known such in perpetuity. The museum and the grounds set aside therefor shall be under the management, superintendence, and operation of a board consisting of eleven trustees, of which the mayor and the president of the park commission shall be ex officio members. All vacancies occurring in said board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for their or her services.

The board shall have exclusive charge of the said memorial museum, the lands set aside therefor, and its affairs, and of all real and personal property thereunder belonging, or which may be acquired by loan, purchase, gift, devise, bequest, or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise, or bequest. The trustee shall have power to insure loan exhibits against any risk. The park commission shall maintain and care for the grounds of this memorial museum, and shall furnish the money for the necessary repair and embellishment of the grounds and unoccupied parts.

The board of trustees shall have the power to maintain, repair or reconstruct existing buildings and construct new buildings and to make and enter into contracts relating thereto, subject, however, to the budget and annual appropriation ordinance. The supervisors, subject to the budget provisions of this charter, shall, for the purpose of maintaining said memorial museum, include in each annual budget of city and county expenditures an amount sufficient for the maintenance, operation and superintendence thereof, not less than forty thousand dollars (\$40,000) in each annual budget, and such additional amount as is necessary to take care of the increased demand for help, buildings, repairs, and care of said memorial museum. Such amount shall be credited to and deposited in the fund in the treasury of the city and county to be known as the "M. H. de Young Memorial Museum Fund." The board shall meet for its purposes at least once in three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a director, curators and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service and salary standardization provisions of this charter; provided that all such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date of such military leave of absence shall be continued in their respective positions as if appointed thereto after examination and certification from a civil service list of eligibles.

and thereafter shall be governed by and subject to the civil service provisions of this charter. The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings, and shall file annually a report with the controller.

It is the intention that the administration and control of the M. H. de Young Memorial Museum shall be continued with the powers granted and under the conditions imposed by the terms of the donations and accepted by the city and county.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Ordered Submitted.

Supervisor O'Gara presented:

CHARTER AMENDMENT—LEAVES OF ABSENCE AND CONTINUOUS SERVICE

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 153 and 161 thereof, relating to Leaves of Absence and Continuous Service.

The Board of Supervisors of the City and County of San Francisco hereby submit to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend Sections 153 and 161 thereof so that the same shall read as follows:

LEAVES OF ABSENCE

Section 153. Leaves of absence to officers and employees of the city and county shall be governed by rules established by the civil service commission, provided that leave of absence to any officer or employee for the purpose of leaving the city and county, taking a position outside of the city and county service, or accepting a position in some department or office of the city and county other than the one in which he is employed and where the duties are in no way related to the duties covered by his civil service classification, shall be limited to six months; and provided, further, that no limit shall be placed on leave of absence granted to enable an officer or employee to accept promotion to a non-civil service position in the same department in which he holds civil service status, or promotion to co-related work in another department or office of the city and county.

Leaves of absence shall be granted to officers and employees of the city and county of San Francisco and non-certificated officers and employees of the San Francisco Unified School District and to eligibles on lists for appointment to positions therein for service in the armed forces of the United States or the state of California or for service on ships operated by or for the United States government in time of war and for such time thereafter as may be provided by rule of the civil service commission, but not to exceed two years after the proclamation of peace, except in case of disability incurred in line of duty with the armed forces or the merchant marine when such disability shall extend beyond such period.

Whenever any officer or employee of the city and county of San Francisco or any non-certificated officer or employee of the San Francisco Unified School District or any eligible on a list for appointment to positions therein shall, by order of the government of the United States or by lawful order of any of its departments or officers, or by lawful order of the state of California, or by any of its departments or officers, be directed in time of peace to report for service or training in the armed forces of the United States, or in the armed forces of the state of California, and shall be inducted into said service, said officer or employee or eligible shall be entitled to a leave of absence from his office or position or eligibility during the time of such service and for a period of not to exceed three months after the expiration thereof.

In addition to such leaves, the board of supervisors by a three-fourths vote may, on the recommendation of the civil service commission, provide by ordinance that leaves of absence shall be granted to such officers, employees and eligibles during time of war or in time of peace for other service directly connected with the prosecution of the war or national defense or preparedness. Leaves granted pursuant to the provisions of the two preceding paragraphs and ordinances adopted pursuant to the provisions of this paragraph shall be designated military leaves.

If a person on military leave has been appointed to a permanent position, he shall be entitled to resume such position at the expiration of his leave, and if any civil service rights accrue to any appointee by reason of seniority, the term of service shall be reckoned a part of his service under the city and county, exclusive of service under the retirement provisions of this charter. If persons on military leave during time of war have standing on an eligible list, they shall retain their places thereon, and upon presenting an honorable discharge or certificate of honorable service from such wartime service shall be preferred for appointment for a period of four years after the proclamation of peace in the order of standing upon such register at the time of induction into such wartime service and before candidates securing standing through an examination held subsequent to such induction. If a person on military leave during time of peace has standing on an eligible list, he shall maintain his place on said list while such leave is in force unless pursuant to the provisions of section 145 hereof the list shall expire or be cancelled during the period said leave is in force. If the name of such person on military leave during time of peace or war is reached for permanent appointment to a position from a list of civil service eligibles prior to the date of expiration or cancellation of such list as provided in section 145 hereof, he shall be appointed to such position at the end of the service for which he was granted such leave, provided that no such person shall be appointed to an entrance position in the uniformed ranks of the police and fire departments under this provision who is more than 35 years of age unless the name of such person was reached for appointment to such position before such person reached age 35.

Officers, employees, or eligibles entering or being inducted into any service for which military leave may be granted under the provisions of this section shall, prior thereto, file with the civil service commission a copy of the order requiring such service.

The civil service commission shall adopt rules to govern the administration of military leaves as herein provided and to govern lay-offs occasioned by

the return of officers, employees or eligibles who have been granted military leaves as provided in this section.

Military leaves granted to officers, employees, or eligibles for service on ships operated by or for the United States government shall be retroactive to December 7, 1941.

The civil service commission, by rule and subject to the approval of the board of supervisors by ordinance, shall provide for leaves of absence due to illness or disability, which leave or leaves may be cumulative, if not used as authorized, provided that the accumulated unused period of sick leave shall not exceed six months, regardless of length of service, and provided further that violation or abuse of the provisions of said rule and ordinance by any officer or employee shall be deemed an act of insubordination and neglect of duties.

CONTINUOUS SERVICE

Section 161. Continuous service shall be defined by the board of supervisors, but the absence of any officer or employee of the city and county from service caused by reason of the service of such officer or employee in the military or naval forces of the United States in any war in which the United States has engaged, shall not be deemed to be absence from service for the purposes of the retirement system and such officer or employee shall receive credit under the retirement system, for the period of such absence, in the same manner as if he had not been absent.

Any member of the retirement system who is absent after September 14, 1940, from the service of the city and county, by reason of service in the armed forces of the United States, or the state of California or service on ships operated by or for the United States government, and for such time hereafter as may be provided by rule of the civil service commission, but not to exceed two years after the proclamation of peace, except in case of disability incurred in the line of duty with said armed forces or on said ships when such disability extends beyond such period, or any service connected with the war effort for which leaves of absence shall be authorized pursuant to section 153 of the charter, or any such member who is absent after September 14, 1940, from the service of the city and county, by reason of an order of the government of the United States or the state of California, or a lawful order of any of the departments or officers of said governments, may elect within four months after the effective date hereof or within four months after the beginning of such absence, to contribute to said retirement system while serving in said forces or on said ships, and at times and in a manner to be fixed by the retirement board, amounts equal to the contributions which he would have made from the beginning of said absence, or from the date of said election, had he remained on duty in the position he occupied and at the compensation being earned by him immediately prior to the beginning of said absence. The city and county shall contribute to the retirement system on account of any member who exercises affirmatively the election provided herein, in the same manner and amounts as if said member were not absent in said service. If the member's base pay in said service shall be less than one hundred dollars per month, city and county, in lieu of

said member, shall contribute also said amount which the member otherwise would have been required to contribute under said election, and said contributions shall be administered as if made by said member.

It is the purpose of the paragraph next preceding, to place a member who is absent from the service of the city and county by reason of service as set forth in paragraph next preceding, and who contributes or for whom contributions are made under the election herein provided, in the same status under the retirement system, as that which he would have occupied had he remained on duty in the position he occupied immediately prior to the beginning of said absence and charter and ordinance provisions governing the retirement system, shall apply to said member with like effect as if he were not absent. If, however, a member who exercises affirmatively the election provided herein, shall default in any of the contributions due to the retirement system under said election, and if said contributions are not made for him, then he shall be considered absent from service during the period covered by said defaulted contributions, the same as if he had not exercised affirmatively said election, and he shall not receive credit as service for the city and county for the period covered by said defaulted contributions; but the absence during said period of default shall not break the continuity of service required of such member to entitle him to a pension or retirement allowance, as provided under the retirement system.

Any member of the retirement system who is absent from the service of the city and county by reason of service set forth in the second paragraph of this section, and who does not affirmatively exercise election herein provided, shall not receive credit as service for the city and county, for the period of such absence, but the absence shall not break the continuity of service required of such member to entitle him to a pension or retirement allowance as provided under the retirement system.

On motion by Supervisor O'Gara, seconded by Supervisor Meyer, the foregoing charter amendment was *ordered submitted* by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovi, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

CHARTER AMENDMENT—ABANDONMENT OF STREET CAR OR OTHER TRANSPORTATION SERVICE

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding thereto a new section to be designated Section 132.1, "Abandonment of Street Car or Other Transportation Service."

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by adding a new section thereto to be designated Section 132.1, "Abandonment of Street Car or Other Transportation Service," to read as follows:

ABANDONMENT OF STREET CAR OR OTHER TRANSPORTATION SERVICE

Section 132.1. In the event of the unification, consolidation or merger of the San Francisco Municipal Railway with any privately owned street railway system or with any portion or facility thereof, no line of street railway, bus line, trolley bus line or cable car line, or any portion thereof, which is now or will be owned by the city and county of San Francisco and is now or will be operated by the public utilities commission, shall be abandoned nor shall the service be discontinued thereon except upon recommendation by the public utilities commission, in writing, to the board of supervisors. The recommendation of the public utilities commission shall be acted upon by the board of supervisors within thirty days from the receipt thereof. For the purpose of hearing such recommendation a public hearing shall be held. If the said recommendation is disapproved by at least nine votes it shall not become effective and such service shall be continued. If said recommendation is not disapproved by nine votes of said board the recommendation shall become effective forthwith. Failure of the board of supervisors to act on said recommendation within thirty days shall be deemed as the approval of said recommendation of the public utilities commission; provided that the public utilities commission may without reference or recommendation to the board of supervisors abandon or discontinue service on any line of street railway, bus line, trolley bus line, or cable car line, or any portion thereof, which has been in operation for less than one year next immediately preceding such order of abandonment or discontinuance.

The foregoing charter amendment, proposed by Mr. Carroll Newburg, representing the Central Council of Civic Clubs, and presented by Supervisor Uhl. The amendment as originally presented, provided for appeal to the Board of Supervisors before any order from the Public Utilities Commission to abandon any street railway line could become effective. The order for abandonment of a line must be approved by a two-thirds vote of the entire Board of Supervisors.

Mr. E. G. Cahill, Manager of Utilities, in discussing the amendment, announced that he had, when it had first been shown to him, offered no objection thereto; now, after further deliberation, he believed it would be a mistake.

Mr. Lloyd Taylor, representing the Market Street Association, favored the amendment. He believed the people desired the Board of Supervisors to act as a Board of Appeals. He felt, too, that if this amendment should be ordered submitted to the voters, it would have a tremendous effect in carrying the revenue bonds for the purchase of the Market Street Railway lines.

Mr. Will Merryman, speaking for the Chamber of Commerce, stated that the Chamber of Commerce believed that the best interests of San Francisco would be served if the proposed amendment be not submitted to the people. However, if the amendment is to be submitted, he suggested that it be changed to provide for a three-fourths vote, or nine, rather than a two-thirds vote, or eight votes, and that the vote should be to disapprove the abandonment of any line, rather than the approval of the Public Utilities Commission to abandon. If the advantages of a consolidated system are to accrue to the people of San Francisco, management of the railway should be left, as far as possible, in the hands of that commission and the Manager of Utilities. The

basic recommendation of the Chamber of Commerce is that the amendment be not submitted to the voters, but if it is submitted, the changes as outlined above be made.

Supervisor Mead announced his intention to vote to submit.

Supervisor MacPhee, also, stated that the taxpayers of San Francisco have a right to come before the Board of Supervisors when they feel they have not been treated right.

Supervisor Uhl believed that eleven members of the Board of Supervisors would reflect better opinion than would five members of the Public Utilities Commission. There should be a right of appeal to some elected group. He urged that the proposed amendment be submitted to the people.

Supervisor Roncovieri agreed that the Board of Supervisors should act as a court of last resort, but believed the appeal should be presented to the Board after the fact has been accomplished. He would like to have the people given the right to appeal to restore conditions that have previously existed. He would like the Commission to have a free hand to do the best it could, and later on, the Board could restore conditions if it deemed it necessary so to do.

Supervisor O'Gara announced that he had been impressed by objections previously made by Mr. Cahill, as to the effect the amendment would have on the establishment of new lines, and the possibility of his being unable to discontinue an unprofitable line, once it had been established. For that reason he desired to offer an amendment to provide that the Public Utilities Commission might, without reference or recommendation to the Board of Supervisors, abandon or discontinue service on any line of street railway, bus line, trolley bus line, or cable car line, or any portion thereof, which has been in operation for less than one year next immediately preceding such order of abandonment or discontinuance.

In addition to the immediately foregoing suggestion, Supervisor O'Gara would move to change the number of votes required to disapprove the recommendation of the Public Utilities Commission, or Mr. Cahill, to abandon a street railway line. He would move that the number of votes required be changed from eight to nine, as suggested by Mr. Merryman. Motion seconded by Supervisor Colman.

Thereupon, the roll was called and the motion to change the number of votes required to disapprove a recommendation to abandon or discontinue any street railway line from eight to nine, was *carried* by the following vote:

Ayes: Supervisors Brown, Colman, MacPhee, Meyer, O'Gara, Roncovieri, Shannon—7.

Noes: Supervisors Gallagher, Mead, Uhl—3.

Absent: Supervisor Green—1.

Supervisor O'Gara then moved that the proposed charter amendment be amended in accordance with his previous suggestion, that the Public Utilities Commission might, without reference or recommendation to the Board of Supervisors, abandon or discontinue service on any line of street railway, bus line, trolley bus line, or cable car line, or any portion thereof, which has been in operation for less than one year next immediately preceding such order of abandonment or discontinuance.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Explanations of Votes.

Supervisor Colman, in explanation of his vote, stated that he was opposed to the proposed charter amendment and to its submission to

the voters. He believed the Public Utilities Commission, as at present constituted, is capable of making its own decisions and any interference by the Board of Supervisors would be unwarranted. He would vote against submission.

Supervisor Colman stated he did not believe the proposed amendment was good legislation and for the best interest of the people. He believed the great majority of the people approves the Public Utilities Commission and its actions. They are looking for results. If the Board interferes it will result only in possible loss of efficiency. Abolishment of a non-profitable line might prove very difficult. He felt that the efficiency of operation of the combined systems would suffer if the proposed amendment should be approved. I would vote against submission.

Supervisor Uhl announced that he had sponsored the amendment because he believed there should be a possibility of appeal. The citizens were entitled to that right

Ordered Submitted.

Thereupon, the roll was called and the foregoing charter amendment was *ordered submitted* to the voters by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Noes: Supervisors Brown, Colman—2.

Charter Amendment—Incumbents' Preference on Ballot.

Supervisor O'Gara called attention to the fact that sometime ago the Board had ordered submitted to the people a proposed charter amendment to provide for the abolishment of incumbent officials' preference on the ballot. It has since been learned that certain typographical errors in the amendment, as previously approved by the Board, and ordered submitted, should be corrected. For that reason he would move that the action of the Board, whereby that amendment had been ordered submitted be rescinded.

No objection and action rescinded.

The City Attorney explained that the main reason for asking that the previous action be rescinded was that a vote to order a charter amendment submitted to the voters must be taken within sixty days of such submission.

Ordered Submitted.

After explanation of the proposed amendment, the proposed charter amendment, as revised, and reading as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT—INCUMBENTS' PREFERENCE ON BALLOT.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County amending Section 175 of said Charter regulating the nomination of elective officers by providing therein the order in which the names of the several candidates for city and county and municipal offices shall be placed upon the ballot and that any officer who is a candidate to succeed himself in office may be printed after his name, whenever the same appears upon the ballot, the word "incumbent."

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco,

at an election to be held on the 3rd day of November, 1942, a proposal amend the Charter of said City and County by amending Section 175 of said Charter regulating the nomination of elective officers by providing therein in order in which the names of the several candidates for city and county and municipal offices shall be placed upon the ballot and that any officer who is a candidate to succeed himself in office may have printed under his name whenever the same appears upon the ballot, the word "incumbent."

Section 175. The name of a candidate for an elective office shall be printed upon the ballot when a declaration of candidacy and certificates of not less than ten nor more than twenty sponsors shall have been filed on behalf, and when the nomination shall be made in the following manner: Every candidate, not more than fifty days before the municipal election in November, shall file with the registrar a declaration of his candidacy, in the form prescribed by the registrar for all candidates, including statements of his qualifications in not to exceed one hundred words, subscribed by him before the registrar. The registrar shall forthwith certify to the said subscription and its date and retain and file the declaration. The candidate shall pay to the registrar at the time of filing his declaration of candidacy the sum of thirty dollars (\$30). After said declaration shall have been signed, certified and filed, and not later than thirty-five days before said election in November, not less than ten nor more than twenty sponsors for the said candidate, who are electors of the city and county qualified to vote at the said municipal election, shall appear before the registrar and shall certify under oath to the qualifications of the said candidate on a form of certificate prescribed by the registrar for all sponsors of all candidates.

In the event the registrar shall refuse to file such declaration of candidacy or certificate of a sponsor thereof, he shall forthwith designate in writing the defect in the declaration or certificate the defect thereof, or other reason for refusal to file the same, and shall return the same to the party tendering it. No declaration in any declaration or certificate presented to the registrar shall prevent the filing of another declaration or certificate within the period allowed for presenting the declaration or certificate. The name of every candidate who has been duly and regularly nominated shall be placed on the ballot under the title of the office for which he is a candidate, provided that a candidate whose nomination has been completed, may, not less than thirty days before a municipal election, withdraw as a candidate by filing with the registrar his withdrawal, naming the office; such withdrawal must be signed and sworn to by the person withdrawing.

The name of every candidate who has been nominated for office as herebefore provided shall be placed on the ballot in alphabetical order in accordance with the initial letter of his surname, under the heading of the office for which said candidate has been nominated in the following manner: The name of the candidate highest on the alphabetical list of candidates for a particular office shall be printed first on the ballot under the proper heading for said office in the lowest numbered assembly district in the City and County. Thereafter, in each succeeding assembly district, the name of the candidate appearing first for said office in the last preceding district shall be placed last and the order of the names of the other candidates for said office shall remain unchanged.

In the event that the number of candidates in any group shall exceed the number of assembly districts in the City and County then the total number of candidates in such group shall be divided by the number of assembly districts and the quotient of said division, if an integral number, or, if it be a fractional number, then the next highest integral number, shall be the number of candidates to be taken from the beginning of the list of said candidates and placed at the end of said list of candidates in each succeeding assembly district.

Immediately under the name of each candidate and not separated therefrom by any line may appear, at the option of the candidate, one of the following designations:

(a) Words designating the city, county, district or State office which the candidate then holds.

(b) If the candidate be a candidate for the same office which he then holds, and only in that event, the word "incumbent."

(c) The word designating the profession, vocation or occupation of the candidate. The profession, vocation or occupation so designated shall be the same as appears in the affidavit of registration of the candidate.

In all cases words so used shall be printed in eight-point roman bold-face capitals and lower-case type.

No incumbent shall have any further preference in the location of his name on said ballot unless the same is permitted by this section.

The provisions of this section shall not be applicable to candidates for the office of the United States senator, representatives in Congress, State officials, members of the State Senate or Assembly, delegates to be selected at any presidential or State primary election, judges of the Superior Court, or judges of the Municipal Court.

The registrar shall preserve in his office for a period of four years all candidates' declarations and all sponsors' certificates filed in accordance with this section.

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri,annon, Uhl—9.

Noes: Supervisors Brown, Meyer—2.

Amendment Withdrawn.

Charter Amendment—Providing for Five-cent Street Car Fare.

Supervisor Gallagher announced that inasmuch as the City Attorney had included in the proposed charter amendment providing for a revenue bond issue for the acquisition of the Market Street Railway Company properties, a provision giving the right to the Board of Supervisors to approve or reject rates set up by the Public Utilities Commission, he would withdraw his proposed amendment to provide for a five-cent street car fare.

Charter Amendment—Revenue Bonds—Acquisition of Market Street Railway.

The proposed charter amendment to provide for issuance of revenue bonds for the acquisition of the Market Street Railway Company properties, as drafted by the City Attorney, was taken up, read by the Clerk, discussed section by section and acted on as noted:

CHARTER AMENDMENT—REVENUE BONDS—ACQUISITION OF MARKET STREET RAILWAY

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County of San Francisco by adding thereto a new Section to be known as Section 121.1 providing an additional and alternative method of financing the cost of the acquisition of the operative properties of the Market Street Railway Company by the issuance of revenue bonds and authorizing the consolidation of said operative properties of said Market Street Railway Company with the present Municipal Railway system of San Francisco and providing for the payment of said bonds solely out of the revenues of said Municipal Railway system after the consolidation of the operative properties of the Market Street Railway Company with the said Municipal Railway system, and which said bonds shall in no respect be secured by the taxing power of the City and County of San Francisco.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on the 3rd day of November, 1942, a proposal to amend, as hereinafter set forth, the Charter of said City and County by adding thereto a new Section to be known as Section 121.1, relating to the acquisition of the operative properties of the Market Street Railway Company and providing for the financing of the cost thereof by the issuance of revenue bonds limited in the aggregate principal sum of \$7,950,000.00, both the principal and interest of which shall be payable exclusively from the revenues of the Municipal Railway system of San Francisco after the operative properties of said Market Street Railway Company are consolidated with said system and authorizing the consolidation of the properties of the Market Street Railway Company with the Municipal Railway system of the City and County of San Francisco.

Section 121.1.

Subdivision 1. Pursuant to this section, the city and county of San Francisco is authorized, in addition to all other powers conferred upon said city and county pursuant to this charter or by general law, to acquire the operative properties of the Market Street Railway Company for the purpose of supplying said city and county and the inhabitants thereof, as well as the inhabitants of the county of San Mateo, with street railway transportation and facilities, provided that the primary purpose of acquiring said operative properties of said Market Street Railway Company shall be to furnish the city and county of San Francisco and its inhabitants with street railway transportation and the furnishing of such transportation to San Mateo county and the inhabitants thereof shall be only such as may be incidental to the main purpose. The said properties to be acquired from said Market Street Railway Company shall include, all and singular, its operative properties now used for the furnishing of street railway service and transportation to the city and county of San Francisco and to the inhabitants thereof and to the county of San Mateo and to the inhabitants thereof and shall include street railway cars, buses, rails, ties, trolley wires, lines and poles, machinery

equipment, and real and personal property of every kind and nature including rights of way and permits and all other property, real or personal of every kind and nature used by said Market Street Railway Company in connection with the operation of its street railway system in the city and county of San Francisco and in the county of San Mateo. Whenever the term "this section" is used, the same shall mean and include this section 121.1 and each and all the subdivisions thereof.

Supervisor MacPhee moved that the words "and other" be inserted in the sixth and seventh lines of Subdivision 1, after the words "street railways" and that the word "there" be inserted in the fourteenth line after the words "service and".

No objection and amendment approved.

Subdivision 1, as amended, approved.

Subdivision 2. The adoption of this section shall be deemed to and shall constitute a finding by the people of the city and county of San Francisco that the public interest and necessity demand the acquisition and operation of all and singular, the operative properties of the Market Street Railway Company hereinbefore referred to.

Subdivision 2 approved.

Subdivision 3. Upon the acquisition of said operative properties of said Market Street Railway Company, all and singular, the said properties shall be consolidated with the present Municipal Railway system and shall become a part thereof and the properties constituting the Municipal Railway system on the effective date of this amendment and the operative properties acquired by said Market Street Railway Company shall constitute the Municipal Railway system of the city and county of San Francisco and all additions and improvements made thereto shall become and be a part of said system.

Subdivision 3 approved.

Subdivision 4. As soon after the effective date of this amendment as is possible it shall be the duty of the board of supervisors to authorize the issuance of revenue bonds in an amount of \$7,950,000.00 for the purpose of obtaining funds to pay the cost of the acquisition of the said operative properties of the said Market Street Railway Company hereinbefore referred to. All such revenue bonds shall be authorized by the board of supervisors by resolution adopted by majority vote of said board and shall contain a recital on their face that neither the payment of the principal, or any part thereof, or interest thereon, constitutes a debt, liability or obligation of the city and county of San Francisco. Such revenue bonds shall be payable exclusively from the revenues of the Municipal Railway system after the addition thereto of the said operative properties of said Market Street Railway Company, and from the funds or interest thereon established as additional security for said revenue bonds from the proceeds thereof or from the revenues of said Municipal Railway system. Reference on the face of such revenue bonds to said resolution by its date of adoption shall be sufficient to incorporate all of the provisions thereof into the body of said revenue bonds and their appurtenant coupons. Each taker and subsequent holder of such revenue bonds or coupons, whether such coupons are attached to or detached from said revenue bonds, shall have recourse to all of the provisions of such resolution and shall be bound thereby.

Supervisor MacPhee, in discussing the preceding paragraph, suggested that the Board of Supervisors authorize the sale of revenue bonds before the effective date of amendment. Such sale would help in the approval of the amendment by the people since the people would know just what the interest rate on the bonds they were to vote on would be.

The City Attorney, however, pointed out that no bonds could be issued before the effective date of the amendment. However, an agreement to sell the bonds, contingent on the approval of the amendment by the people, could be made.

Foregoing paragraph *approved*.

(a) The aggregate principal amount of all revenue bonds which may be issued pursuant to this section is hereby limited to \$7,950,000.00.

(b) The board of supervisors shall determine the form and denomination of the revenue bonds and the terms and conditions upon which the same shall be issued, paid and retired. The board of supervisors may divide any authorized issue into one or more series or divisions, and may fix different dates of issue and different maturity dates for such bonds and different rates of interest, and may prescribe different terms and conditions for revenue bonds of any one of the several series or divisions. Such revenue bonds shall bear such date of maturity as may be prescribed by the board of supervisors and may be in whole or in part serial bonds or sinking fund bonds with such maturities and payable at such times, over such period and in such amounts as the board of supervisors may determine.

(c) No revenue bond by its terms shall mature in more than ten (10) years from its date. In the event any authorized issue is divided into two or more series or divisions, the maximum maturity date herein authorized shall be calculated from the date on the face of each revenue bond separately, irrespective of the fact that different dates may be prescribed for the revenue bonds of each separate series or divisions of said authorized issue.

Supervisor MacPhee, in discussing the foregoing paragraph (c) of Subdivision 4, suggested that the term of the bond issue be made fifteen years instead of ten years. With fifteen-year bonds, the street car fare might be kept at six cents, whereas, ten-year bonds would require a seven-cent fare.

Mr. Cahill, Manager of Utilities, advised against fixing the bond term at fifteen years. The physical condition of the Market Street Railway Company properties would not warrant such a long term bond.

Supervisor O'Gara moved that the term of the bonds be fixed at "not more than fifteen years" instead of ten years. Motion seconded by Supervisor MacPhee.

Mr. Kaiser of Kaiser and Company, who was present in the chambers, on being questioned by Supervisor O'Gara, stated that, in his opinion, the real problem will be to sell the people on the idea of approving revenue bonds. Fifteen-year bonds will permit lower car fare than will ten-year bonds. Fifteen-year bonds will not violate any financial principles. He would advise fifteen-year bonds. However, the longer the term, the higher will be the rate of interest, in general.

Amendment changing the term of bonds from ten years to "not more than fifteen years" was *unanimously approved*.

(d) Revenue bonds shall bear interest at a rate of not to exceed five percent (5%) per annum, payable annually or semi-annually or in part annual and in part semi-annually. It shall not be necessary that all of the revenue bonds of any authorized issue or division or series thereof shall bear the same rate of interest. The board of supervisors may fix and determine the definitive interest rate or rates which said revenue bonds shall bear, not exceeding

the maximum rate hereinabove specified, and may determine such rate in accordance with the bid of the successful bidder for said revenue bonds on the sale thereof.

(e) Revenue bonds may be issued as coupon bonds or registered bonds, and the board of supervisors may provide for the interchange of coupon bonds or registered bonds and registered bonds for coupon bonds, and may provide that bonds shall be registered as to principal only, or as to both principal and interest, and the terms and conditions upon which the same shall be registered and discharged from registration.

(f) Revenue bonds may be made callable prior to maturity at the option of the city and county of San Francisco, upon such terms, conditions, and upon such notice as the board of supervisors may determine, and upon the payment of such premium as may be fixed by the board of supervisors in the proceedings for the issuance of the revenue bonds. No revenue bond shall be subject to call or redemption prior to its fixed maturity date unless the right to exercise such call is expressly stated on the face of the bonds.

Supervisor Brown moved, as an amendment to the foregoing paragraph (f), that in the first sentence thereof, after the words "as the board of supervisors may determine," there be inserted the words "but in no event at less than par." Motion seconded by Supervisor MacPhee and amendment *unanimously approved*.

(g) The board of supervisors may provide for the payment of the principal and interest of revenue bonds at any place within or without the state of California, and in lawful money or any specified coin or currency of the United States.

(h) The board of supervisors may provide for the execution and authentication of revenue bonds by the manual, lithographed or printed facsimile signature of any designated officers of the city and county of San Francisco. The board of supervisors may also provide for additional authentication of the revenue bonds by a trustee or fiscal agent appointed by the board of supervisors. If any of the officers whose signatures or countersignatures appear upon the revenue bonds or coupons cease to be officers before the delivery of said revenue bonds or coupons, their signatures or countersignatures shall nevertheless be valid and of the same force and effect as if the officers had remained in office until the delivery of the revenue bonds and coupons.

(i) None of said revenue bonds shall be sold at less than their par or face value and accrued interest thereon to date of delivery.

(j) Pending the actual issuance or delivery of revenue bonds, the board of supervisors may issue temporary or interim revenue bonds, certificates or receipts of any denomination whatsoever, and with or without coupons, to be exchanged for definitive revenue bonds when ready for delivery, and shall prescribe the form of such interim revenue bonds, certificates or receipts and the terms and conditions of exchange.

(k) Upon the written recommendation of the public utilities commission, and with the approval of the controller, the board of supervisors shall provide for the issuance, sale or exchange of refunding bonds for the purpose of redeeming or retiring any revenue bonds issued by the city and county of San Francisco under this section subject, however, to any limitations con-

tained in the resolution providing for the issuance of such revenue bonds. All provisions of this section applicable to the issuance of revenue bonds are applicable to the funding or refunding bonds and to the issuance, sale or exchange thereof. Funding or refunding bonds may be issued in a principal amount sufficient to provide funds for the payment of all revenue bonds to be refunded thereby, and in addition for the payment of all expenses incident to the calling, retiring or paying of such outstanding revenue bonds, and the issuance of such refunding bonds. Such expenses shall include any amount necessary to be made available for the payment of interest upon such refunding bonds from the date of sale thereof to the date of payment of the revenue bonds to be refunded or to the date upon which the revenue bonds to be refunded will be paid pursuant to the call thereof or agreement with the holders thereof, and also the premium, if any, necessary to be paid in order to call and retire the outstanding revenue bonds and also the interest accruing on such outstanding revenue bonds so called for redemption to the date of the call or retirement provided that such refunding bonds shall be payable as to principal and interest solely out of the revenues of the Municipal Railway system and no refunding bond by its terms shall mature in more than ten (10) years from its date. In the event any authorized issue is divided into two or more series or divisions, the maximum maturity date hereof authorized shall be calculated from the date on the face of each refunding bond separately, irrespective of the fact that different dates may be prescribed for the refunding bonds of each separate series or division of said authorized issue, and the interest on said refunding bonds shall not exceed five per cent (5%) per annum, payable annually or semi-annually.

(1) All such revenue bonds issued under authority of this section shall be negotiable instruments and shall be deemed to have and possess all of the attributes of negotiability under the laws of the state of California relating to negotiable instruments.

RECESS.

Supervisor Roncovieri, seconded by Supervisor Shannon, moved that the Board recess to reconvene at 8:30 p. m.

Motion *carried* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, Roncovieri, Shannon, Uhl—6.

Noes: Supervisors MacPhee, Meyer, O'Gara—3.

Absent: Supervisors Brown, Mead—2.

Whereupon, the Board, at the hour of 5:50 p. m., recessed to reconvene at 8:30 p. m.

DAVID A. BARRY, Clerk.

TUESDAY, SEPTEMBER 15, 1942, 8:00 P. M.

The Board of Supervisors reconvened pursuant to recess, and resumed consideration of the charter amendment providing for revenue bonds for the acquisition of the Market Street Railway.

Subdivision 5. Said resolution providing for the issuance of revenue bonds may also, in addition to all other appropriate agreements deemed necessary and advisable by said board of supervisors, contain such covenants and agreements on the part of the city and county of San Francisco as the board of supervisors deems necessary or advisable for the better security of the revenue bonds issued thereunder. The board of supervisors is hereby authorized and empowered in and by the terms of said resolution to covenant and agree, on behalf of the city and county of San Francisco, with the holders of any said revenue bonds, so long as the same shall be outstanding, as follows:

(a) That the proceeds of the sale of said revenue bonds shall be deposited in a fund separate and apart from all other funds of the city and county of San Francisco and shall, together with any interest earned on such funds, be applied solely and exclusively to the object and purpose for which said revenue bonds are herein authorized to be issued, and that any proceeds of the sale of such revenue bonds remaining unexpended after the object and purpose for which said revenue bonds are herein authorized to be issued have been completed shall be applied to the retirement of revenue bonds then outstanding, by purchase in the open market or by call and redemption if the same are by their terms made callable prior to maturity, as the case may be, and that none of such moneys shall be transferred to any other fund of the city and county of San Francisco or used for any purpose other than as specified in such resolution.

(b) That the city and county of San Francisco will consolidate the operative properties acquired from the Market Street Railway Company and operate the same in conjunction with the Municipal Railway System as the same exists on the effective date of this amendment and will keep said system consolidated in good repair, working order and condition and will, from time to time, make all needful and proper repairs, renewals and replacements and will continuously operate said Municipal Railway system in an efficient manner.

(c) That the city and county of San Francisco will establish and maintain reasonable rates of fare to be charged for transportation on said Municipal Railway system and that such rates shall, at all times, be adequate to yield equal revenue equal to all redemption payments and interest charges on said revenue bonds as the same fall due, together with such additional sums as may be required for any sinking fund, reserve fund and any other special fund provided for the security of such revenue bonds or for the maintenance and operation, depreciation, reserve fund, or other charges in connection with the operation of said Municipal Railway system, together with all costs of maintenance in operation of the said system; and, further, that such rates shall not be reduced below an amount sufficient to provide funds to meet the obligations herein and in said resolution set forth. That no person shall be permitted free transportation or authorized or permitted to make use of the transportation facilities of the Municipal Railway system except upon payment of the regularly established charge therefor with such exceptions as may be prescribed and defined in said resolution in the case of police, firemen and other essential public employees. That all such fares shall be paid in cash coin or currency as on the date of payment is legal tender for public or private debts or in script or tokens issued only upon payment of the face

or commutation value thereof in such coin or currency. Any agreement contained in said resolution shall be binding upon the public utilities commission and upon the city and county of San Francisco and all officers, departments and boards thereof.

Supervisor Gallagher, seconded by Supervisor Green, moved that in paragraph (c) after the words "other essential public employees," there be inserted the words "and those engaged in charitable and educational work who serve without compensation, at the discretion of the public utilities commission."

No objection and amendment approved.

(d) That accurate books and records of account, showing all revenues received from the operation of the Municipal Railway system and all expenditures therefrom, will be kept and maintained as provided in section 64 of the charter, and that the controller will audit all accounts of the system as provided in section 66 of the charter. That for the purpose of preparing such audit, the controller is authorized to employ independent public accountants, the cost of whose audits shall be charged to the cost of operation of the Municipal Railway system. That all of the books and records of the Municipal Railway system shall be open at all times during business hours to the inspection of the holders of one or more of the revenue bonds, or of a percentage of such holders, or their duly authorized representatives, when any of the revenue bonds are outstanding and unpaid. That annual or other periodic statements of the condition of the Municipal Railway system will be furnished to the holders of such revenue bonds and that summaries thereof will be published at least annually. That in addition to the audit of such accounts by the controller, additional independent audits shall be furnished to the bondholders annually or at such other times as may be specified in the resolution, which shall also prescribe the manner and method in which such independent accountants shall be designated and the character of the audits to be prepared or furnished by them. That the cost of all such audits, the cost of printing, distribution or publication hereof or of any summary thereof shall be deemed to constitute a part of the cost of operation of the Municipal Railway system and shall be paid from the revenue hereof.

(e) That if any part of the Municipal Railway system shall be taken from the city and county of San Francisco by eminent domain proceedings, or other proceedings authorized by law, the proceeds received by said city and county of San Francisco shall be applied to rebuild or replace the portion so taken and if not so applied shall be used within such time as may be fixed in said resolution exclusively for the payment of the principal and interest of said revenue bonds until the same shall have been paid in full.

(f) That while any of the revenue bonds are outstanding and unpaid the city and county of San Francisco will not mortgage or otherwise encumber, sell, or lease or dispose of the Municipal Railway system or any substantial part thereof, or enter into any lease or contract which shall impair the operation of said Municipal Railway system or otherwise impair the right of the holders of any of said revenue bonds to secure payment in full of the principal and interest of said revenue bonds as the same shall mature, except that provision may be made in such resolution for the release of property and the application of the proceeds of the sale or other disposition of the Municipal Railway system or any part thereof upon such terms and conditions as may be specifically defined in said resolution.

(g) That the city and county of San Francisco shall maintain insurance on said Municipal Railway system of the kind and character and in the amount which is usual and customarily carried by private companies engaged in the operation of street railways and also use and occupancy insurance, the cost of which said insurance shall be paid from the revenue of the Municipal Railway system as a part of the cost of the operation thereof.

(h) That the city and county of San Francisco will, prior to the incurring any obligation against the Municipal Railway system, provide for the payment and discharge of, and will cause to be paid and discharged, all lawful claims for labor, materials, and supplies or other charges against the Municipal Railway system, or any part thereof, which if unpaid might become a lien or charge upon the Municipal Railway system or upon the revenues of the Municipal Railway system or which might otherwise impair the security of the revenue bonds.

(i) That the proceeds from the sale of all revenue bonds authorized under the provisions of this section and all revenues received from the operation of the Municipal Railway system shall be paid into the city treasury and deposited by the treasurer in such depository or depositories as may be authorized by law to receive deposit of funds of the city and county of San Francisco, subject to such conditions as may be set forth in said resolution, which may restrict or regulate the holding, deposit and application of moneys derived from the proceeds of the sale of the revenue bonds or from the revenues of the Municipal Railway system, as may be deemed necessary or advisable for the further protection of the holders of said revenue bonds. Notwithstanding anything in this charter contained, the board of supervisors may provide in said resolution authorizing the issuance of revenue bonds that the city and county of San Francisco will appoint a bank or trust company qualified to do business in this state and having an office in the city and county of San Francisco to act as fiscal agent or trustee for the city and county of San Francisco and the holders of revenue bonds issued hereunder, and may prescribe the terms and conditions upon which the trustee or fiscal agent shall collect, receive, hold or disburse any and all proceeds of the sale of said revenue bonds and any revenues received from the Municipal Railway system and may prescribe the duties and powers of the trustee or fiscal agent with respect to the issuance, authentication, sale and delivery of revenue bonds and the payment of principal and interest thereof, the call for redemption of said revenue bonds, the registration and discharge from registration of said revenue bonds, and the management of any sinking fund, reserve fund or other fund provided as security for such revenue bonds and the investment of any moneys in said funds, and also for the exercise on behalf of the holders of such revenue bonds of such rights and limitations as may be available to the holders. The resolution may provide any restriction upon the investment of moneys held by such fiscal agent or trustee deemed necessary or advisable by the board of supervisors. Said resolution may further provide for the appointment of paying agents and collection agents for said revenue bonds, within or without said city and county of San Francisco upon such terms and conditions as may be prescribed by the board of supervisors. The board of supervisors may also provide in and by such resolution that both the principal of and interest on such revenue bonds and the coupons, if any,

attached thereto may be paid by such fiscal agent, trustee, paying agent or collection agent from any moneys held by or transmitted to them, or any of them, for that purpose, as such principal and interest fall due and no controller's warrant shall be required for the purpose of enabling the fiscal agent, trustee, paying agent or collection agent, as provided in section 85 of this charter, or any other provision of this charter, to make such payment. Except in the case of bonds registered in the name of a registered holder on the books of the fiscal agent, trustee, paying agent, collection agent or registrar, such payment shall be made, in the case of interest, only upon surrender of the proper interest coupons attached to said revenue bonds. Payments on account of principal shall be made only upon surrender of the revenue bonds with respect to which such principal payment is made. In the event the board of supervisors shall provide for the appointment of a fiscal agent or trustee, said board of supervisors may also provide that the accounts of any such fiscal agent or trustee shall be subject to audit by the controller in the same manner as is provided in section 66 of this charter, or, in lieu thereof, that such accounts shall be subject to audit by independent public accountants appointed as provided in said resolution, whose costs and fees shall be paid as part of the expense of operation of the Municipal Railway system.

(j) That upon the happening of certain events of default to be specified therein, any or all of the revenue bonds may become, or be declared due and payable prior to maturity by the holders thereof or any percentage thereof directly or through any trustee or fiscal agent. Said resolution shall specify the terms and conditions upon which such declaration and its consequences may be waived.

(k) That the holders of said revenue bonds or any specified percentage thereof shall have and may exercise the rights, limitations, powers and duties prescribed in said resolution in the event of any breach by the city and county of San Francisco or any department, commission, official or agency thereof of any of the covenants, conditions or obligations contained in the resolution.

(l) That the terms, covenants or conditions of the resolution and of the revenue bonds issued thereunder may subsequently be amended or modified in whole or in part with the consent of the board of supervisors, acting on behalf of the city and county of San Francisco, and the vote or written assent of the holders of a specified principal amount of the revenue bonds then issued and outstanding. Such resolution may provide for meetings of bondholders and for the manner in which the consent of bondholders may be given and evidenced and may provide that such amendment or modification effected in the manner therein provided shall be binding upon the holders of all of the revenue bonds and interest coupons appertaining thereto, whether expressing assent thereto or not, and with respect to such interest coupons whether the same are attached to or detached from any such revenue bonds. Such resolution may further provide that for the purpose of such amendment or modification, bonds held by any department, agency, board, bureau or fund of the city and county of San Francisco, or by any other public corporation, municipality, district or political subdivision, or by the state of California, shall be counted as outstanding bonds or be entitled to vote or assent, but shall nevertheless, be subject to such modification or amendment if the same shall otherwise be effected in accordance with said resolution.

The board of supervisors, the public utilities commission, and each and every board, department, agency, officer and employee of the city and county of San Francisco are hereby authorized, empowered and directed to carry out and perform their respective powers, duties and obligations imposed upon them, and each of them, by such agreements as may be contained in said resolution authorizing the issuance of revenue bonds, and such provisions of said resolution providing for the issuance of said revenue bonds shall constitute contract with the holders of said revenue bonds and be binding upon the board of supervisors, public utilities commission, and each and every board, department, agency, officer and employee of said city and county of San Francisco, and each thereof is hereby vested with full authority to do and perform all such acts, conditions and things required by them, respectively, under said resolution to be done or performed. Said resolution may also include, and the board of supervisors is hereby authorized to agree upon, any other terms and conditions, whether hereinabove referred to or not, necessary, advisable or convenient in order to secure the revenue bonds or to make the revenue bonds more marketable; provided, that nothing in said resolution contained shall abridge the powers and functions of the public utilities commission contained in subdivision 7 of this section, and provided further that none of such covenants, agreements, conditions or terms or anything herein provided shall obligate the city and county of San Francisco to do or perform any of such terms, conditions or covenants by the expenditure of any funds other than those arising from the operation of the Municipal Railway system, and under no circumstances shall the city and county of San Francisco be obligated to levy and collect taxes to provide moneys to perform any of the terms or conditions contained in any such resolution, and all obligations assumed by the city and county of San Francisco pursuant to such resolution which shall require the expenditure of any moneys shall be limited solely and exclusively to the revenues arising from the operation of said Municipal Railway system.

Subdivision 6. The board of supervisors shall, as soon as this amendment shall become effective, pass the necessary authorization for the issuance of revenue bonds authorized by this section, and offer said revenue bonds for sale. All such revenue bonds shall be sold on sealed proposals to the highest and best bidder after such advertisement for bids as the board of supervisors shall deem proper. The board of supervisors may reject any and all bids so submitted and may thereafter re-advertise such revenue bonds for sale upon such terms and conditions as the board of supervisors may deem proper. None of said revenue bonds shall be sold otherwise than at public sale; except that the board of supervisors may sell said revenue bonds to and may contract loans with and borrow moneys through the sale or pledge of revenue bonds from the United States of America or any of its departments, agencies, or instrumentalities, upon such terms and conditions as may be agreed to, and such loans, borrowed moneys and revenue bonds shall be subject to all of the provisions of this section except that such revenue bonds need not be first offered at public sale pursuant to advertisement.

Substitute for Above Portion of Subdivision 6 Offered.

Supervisor MacPhee, seconded by Supervisor Mead, moved that the following language be substituted in lieu of the immediately foregoing language:

Subdivision 6. The board of supervisors is vested with full power and authority to sell or otherwise dispose of the revenue bonds authorized by this section at such time or times before or after the date upon which this amendment becomes effective and in such manner as said board may deem to be in the public interest, provided that no revenue bonds shall be actually delivered until after the effective date of this amendment and the issuance of said bonds as in this section provided. The board of supervisors may enter into any agreements deemed necessary or advisable to insure the sale of said bonds, including underwriting agreements, option agreements and standstill agreements or other agreements looking to the future sale or delivery of said bonds upon such terms and conditions as the board of supervisors shall determine. Said bonds may be sold upon such terms and conditions as the board of supervisors deems proper either at public or private sale upon such advertising therefor, if any, as the board of supervisors may deem proper, provided that none of said bonds shall be sold at a price below the par value thereof and accrued interest thereon. The board of supervisors may also, in effecting the sale of said bonds agree to pay or cause to be paid to any purchaser of said bonds or to any person agreeing to assume the risks of such purchase, whether or not the bonds are actually sold or delivered to such person, such reasonable compensation for services rendered or liabilities assumed as the board of supervisors may deem proper, provided that such compensation paid or agreement therefor shall be limited to that portion of the proceeds of the sale of said bonds which is in excess of the par value thereof and accrued interest thereon. Any agreement heretofore made by the board of supervisors prior to the effective date of this amendment with respect to the sale and disposition of said revenue bonds is hereby ratified, confirmed and approved and declared to be a valid and a legally binding obligation of the city and county of San Francisco.

The board of supervisors may also sell said revenue bonds to and may contract loans with and borrow moneys through the sale or pledge of said revenue bonds from the United States of America or any of its departmental agencies or instrumentalities, upon such terms and conditions as may be agreed to.

Discussion.

In discussing the foregoing proposed amendment, Mr. William Nanry observed that it would permit a private sale of bonds without calling for bids.

Supervisor Uhl announced that he would not vote for anything providing for any private sale of bonds.

Supervisor Roncovieri, also, protested any "private sale" without advertising. He insisted strenuously that no bonds be sold without advertising for competitive sealed bids.

Supervisor MacPhee agreed that the language as proposed would permit private sale of bonds. However, he, himself, had no intention to offer bonds for private sale. He did think, though, that the Board should have that opportunity if it should become necessary.

Mr. Kaiser explained the purpose of a possible private sale, and believed it would be a very constructive method of disposing of the bonds.

Supervisor Colman opposed the proposed substitution of language in Subdivision 6. The Board of Supervisors, under that language, would be gambling on the market. To that he was opposed. He believed the sale of bonds should be predicated on the market at the particular time of the sale.

Supervisor Brown, in reply to remarks by Supervisor Colman, stated that in his opinion it would be a greater gamble to postpone sale of the bonds until a future date. If the bonds are to be sold they should be sold at the earliest possible date. Any federal taxation of municipal bonds would have a serious effect on a subsequent bond sale, and any hostile move toward San Francisco would not make our revenue bonds very attractive. It would be unwise to postpone any sale longer than is necessary. Any gamble is in delay.

Mr. Cahill, in expressing his views on the proposed substitution, stated that he felt it to be a proper amendment. He agreed with statements made that taxation of municipal bonds would have a serious effect on interest rates of such bonds, and that any hostile act against San Francisco, the possibility of which had been suggested by Supervisor Brown, might wreck San Francisco's credit.

Supervisor Roncovieri called attention to the sentence in Subdivision 6, beginning, "Said bonds may be sold . . ." and moved that the words in that sentence, "if any" be stricken out. Motion seconded by Supervisor MacPhee.

No objection and so ordered.

Supervisor Shannon called attention to sentence near the end of the paragraph, beginning, "Any agreement heretofore . . ." and moved that the word "heretofore" be deleted therefrom.

No objection and so ordered.

Supervisor Colman, in discussing the matter of proposing to offer bonds for sale before they had been voted by the people, disagreed with the views expressed by Mr. Cahill. It would be gambling, in his opinion, to offer the bonds for sale before the charter amendment had been approved. There is no bond dealer in San Francisco who would not tell the Board of Supervisors just about what the bond market would be, and who would not tell the people whether or not there would likely be a bond market, and what the bond interest would probably be. No bond man who is at all conservative would gamble himself on the possibility of assuming a million dollar loss occasioned by federal taxation of municipal bonds. As to the credit of San Francisco that is very much involved. It is proposed now to gamble as to future prices of bonds. We should wait until the day of the sale of the bonds, and then sell the bonds to the best bidder at an advertised public sale.

Thereupon, Supervisor MacPhee, seconded by Supervisor Mead, moved that the foregoing portion of Subdivision 6 be approved.

Supervisor O'Gara announced that he would vote to approve the proposed amendment to Subdivision 6. The best advice and opinion that the Board has is that it will make these bonds better for the City and County of San Francisco if the amendment is included in the charter amendment. It is true, of course, that there is a gamble involved, but the gamble will be worse on a delayed sale than it will be on an immediate sale.

Supervisor Roncovieri called attention to portion of the first paragraph of Subdivision 6, beginning, "The board of supervisors . . ." and questioned the need of paying a "commission" to anyone, and moved

that the entire sentence, reading as follows, be stricken from Subdivision 6 "The board of supervisors may also in effecting the sale of said bonds agree to pay or cause to be paid to any purchaser of said bonds or to any person agreeing to assume the risks of such purchaser, whether or not the bonds are actually sold or delivered to such person, such reasonable compensation for services rendered or liabilities assumed as the board of supervisors may deem proper, provided that such compensation paid or agreement therefor shall be limited to that portion of the proceeds of the sale of said bonds which is in excess of the par value thereof and accrued interest thereon." Motion seconded by Supervisor Colman.

No objection, and motion to delete carried.

Consideration of Remaining Portion of Subdivision 6.

Thereupon, the remaining portion of Subdivision 6 was taken up, as follows:

Such loans may be contracted with the United States of America or any of its said departments, agencies or instrumentalities, with or without the issuance of revenue bonds; provided that such loans or borrowed money shall be repaid solely and exclusively from the proceeds of sale of revenue bonds or from the revenues of the Municipal Railway system, and such loans together with the bonds issued pursuant to this section, shall not exceed \$7,950,000. No taxes shall be levied upon any of the taxable property in said city and county of San Francisco for the payment of the principal or interest on such loans. If the proceeds of the sale of said revenue bonds shall, pursuant to the resolution providing for their issuance, be paid into the city treasury, the same shall be deposited in a separate fund which shall at all times be kept segregated and set apart from all other city funds and shall be used solely for the purpose of paying the cost of the acquisition of the operating properties of the Market Street Railway Company and completion of the Municipal Railway system, and if such proceeds of the sale of said revenue bonds are deposited with any fiscal agent or trustee under the resolution authorizing the issuance of the revenue bonds, then and in that event the same shall be held, invested and disbursed pursuant to the limitations and conditions contained in said resolution. Out of any money in the general fund of said city and county not otherwise appropriated or out of any existing Municipal Railway funds of such proceeds of the sale of said revenue bonds, the board of supervisors shall be and is hereby authorized and directed to pay the costs of advertising said bonds for sale, the cost of preparing printing and distributing any prospectus or official statement in connection with said bonds, the cost of printing, lithographing or engraving said revenue bonds, the cost of independent audits, engineers' reports or opinions with respect to the revenue bonds deemed necessary or advisable by the board of supervisors to effect or assist in effecting the sale of said revenue bonds and also the fees and charges of the superintendent of banks of the state of California, or any other public official, bureau or department thereof, required to enable said revenue bonds to be certified as legal investments for banks, insurance companies or other institutions, or for the purpose of enabling said bonds to be declared eligible security for the deposit of public funds and also the cost of the fees of any public official of any other state in the United States necessary or advisable in the opinion of the board of supervisors to enable such revenue bonds to be qualified as legal investments for any purpose under the laws of such states; provided that any moneys advanced from the general

of said city and county for the payment of such expenses shall be repaid to said city and county from revenues received from the operation of said Municipal Railway system.

Supervisor MacPhee moved that the words "completion of" appearing in the sentence beginning "If the proceeds of the sale of said revenue bonds . . ." be stricken out, the words "consolidation with" be substituted in lieu thereof.

No objection and amendment approved.

Approval of Subdivision 6.

Supervisor Brown, seconded by Supervisors MacPhee and Mead, moved approval of subdivision 6 as amended.

Motion carried by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Ronconi, Uhl—9.

Noes: Supervisors Colman, Shannon—2.

Subdivision 7. The public utilities commission shall have charge of the acquisition of the operative properties of the Market Street Railway Company, and shall have the same power and authority as to the management, supervision and extension of said Municipal Railway after the acquisition of the operative properties of said Market Street Railway Company as are now vested in said public utilities commission over the Municipal Railway system of San Francisco. The said operative properties of said Market Street Railway Company shall be acquired by purchase, if possible, and if said purchase is not possible then, in that event, said operative properties of said Market Street Railway Company may be acquired by any other lawful means.

Supervisor MacPhee moved that there be added to the first sentence of the foregoing paragraph, the following language: "except as otherwise provided in this charter."

No objection and so ordered.

Approval of Subdivision 7.

Whereupon, there being no objection, Subdivision 7 was *approved by unanimous vote.*

Subdivision 8. The validity of the authorization and issuance of any revenue bonds shall not be dependent on, or in anywise affected by:

a) Any proceedings taken by the city and county of San Francisco or the public utilities commission for the acquisition of said operative properties of the Market Street Railway Company;

b) Any contracts made by the public utilities commission in connection with the acquisition of said operative properties of said Market Street Railway Company.

No purchaser or holder of any revenue bonds authorized or issued pursuant to this charter shall be required to take cognizance of any of the acts of the public utilities commission with respect to the acquisition of the operative properties of said Market Street Railway Company or the performance of any of the conditions or the taking of any of the proceedings herein required by the board of supervisors, at, before or after the issuance of said revenue bonds, or with respect to the application of the proceeds derived from the sale of said revenue bonds, and said revenue bonds by their issuance shall conclusively establish the due performance of all conditions precedent to their issue.

Approval of Subdivision 8.

There being no objection, Subdivision 8 was *approved by unanimous vote.*

Subdivision 9. In accordance with the provisions of section 130 of the charter, rates shall be fixed, established and collected for all transportation service furnished by the Municipal Railway system after the operative provisions of the Market Street Railway system have been combined therewith which will at all times yield revenues at least sufficient with respect to the then immediately ensuing twelve months to pay or provide for:

(a) The principal of and interest on any general obligation bonds of the city and county issued for the purpose of acquiring, constructing and completing the existing municipally owned and operated street railway system of the city and county until all of such bonds now outstanding shall have been paid and retired.

(b) The principal of and interest on all of the revenue bonds then outstanding and unpaid as the same become due, together with any amount required to be deposited in any sinking fund or reserve fund or other fund established by the resolution for the issuance of such revenue bonds for the further security thereof;

(c) All operating expenses of the Municipal Railway system;

(d) All amounts required for maintenance of and repairs to the Municipal Railway system;

(e) Such sums as may be estimated annually by the public utilities commission in the budget proposed for the Municipal Railway system as the amount necessary to be expended in the ensuing year to pay or provide for the payment of all costs of depreciation, reconstruction, replacements, extensions, improvements and betterments of the said system. Such sums required for said purposes, if payable solely from the revenues of the Municipal Railway system, shall be and are hereby appropriated annually from said revenues and when so appropriated to the public utilities commission shall be applied solely and exclusively to the purposes above designated.

(f) Such sums as may be estimated annually by the public utilities commission in the budget proposed for the Municipal Railway system as the amount required to establish and maintain a surplus operating fund, to be accumulated from the balance of the annual revenues of the said system after such revenues have been first applied to the purposes specified in the subparagraphs (a), (b), (c), (d) and (e), hereinabove set forth; provided that the maximum amount of moneys to be accumulated or retained in said surplus operating fund in any fiscal year shall not exceed 25% of the total expenditures of the Municipal Railway system for operation, repairs and maintenance for the preceding fiscal year. The moneys in said surplus operating fund shall be appropriated as provided in section 80 of this charter.

The amounts hereinabove required shall be raised exclusively from revenues of the system, except that such amounts or any part thereof may be raised from the issue and sale of general obligation bonds of the city and county of San Francisco. Such amounts required under subparagraphs (b), (e) and (f) hereinabove are hereby appropriated annually in the order above named and shall not be subject to modifications, alteration or amendment by the board of supervisors. The amounts hereinabove provided in subparagraphs (c) and (d) shall be estimated by the public utilities commission and approved by the board of supervisors at the time and in the manner for the approval of the

y budget, and the amount to be appropriated for said purposes specified in paragraphs (c) and (d) shall be such amount as may be approved in the budget for said purposes. Sections 74, 127 and 128.1 of this charter shall not be applicable to the Municipal Railway system.

The term "operating expenses of the Municipal Railway system", as used herein shall include all salaries, wages, pension charges and proportionate payments to such compensation and other insurance and accident reserve funds as the public utilities commission may establish or as the board of supervisors may require and all other expenses of every kind and nature incident to the operation of the Municipal Railway system, including the reasonable cost of power furnished by the HetchHetchy Project as required by the Water Act.

The City Attorney, in answer to objections by Mr. Nanry, suggested that there be added to the last paragraph in Subdivision 9, the following language: "provided that revenue from funds raised by taxation shall not be applied for any of the following purposes except those specified in subparagraph (a) of this subdivision and then only if the revenues of the Municipal Railway system are not available to meet the charges set forth in said subparagraph."

No objection and proposed amendment approved.

Approval of Subdivision 9.

No objection being offered, Subdivision 9. as amended, was approved.

Subdivision 10. Any revenues of the Municipal Railway system received in any fiscal year in excess of the amounts required for the purposes designated in subdivision 9 hereof shall be disposed of as may be provided in any ordinance or condition contained in the resolution providing for the issuance of revenue bonds, and in the absence of such disposition shall be applied as follows:

a) The public utilities commission may undertake a study of rates in January of each year whenever it finds that the Municipal Railway system has revenues likely to yield revenues in excess of the amounts required for the purposes designated in subdivision 9 hereof and may propose a schedule of lower rates to the board of supervisors which shall not be less than the rates required to yield revenues for the purposes specified in subdivision 9 but which may be sufficiently lower than the then existing rates in order to prevent said Municipal Railway system from accumulating surpluses from such revenues in excess of the amounts required for the purposes specified in said subdivision 9. Such schedule of revised rates shall be submitted to and approved or rejected by the board of supervisors in accordance with the provisions of section 130 of this charter.

b) Section 129 of this charter shall not be applicable to any revenue received from the Municipal Railway system and in the absence of any provision in the resolution for the issuance of revenue bonds directing the disposition of excess revenues over and above the amounts required in any fiscal year for the purposes specified in subdivision 9 hereof, the same shall revert to the general fund of said city and county.

Supervisor Uhl moved that the word "may" appearing in the first line of Subdivision 10, paragraph (a) be deleted, and the word "shall" be substituted in lieu thereof, and to insert after the words "a study of rates," insert the language, "in January of each year, and".

No objection and amendment approved.

Supervisor Uhl objected to any provision in paragraph (b) that excess revenues "shall revert to the general funds of said city and county," and moved deletion of that provision. Motion seconded by Supervisor Gallagher.

However, Supervisor MacPhee, moved, as an amendment to the motion, that the language be changed to read: ". . . shall revert to surplus funds of the Municipal Railway." Motion seconded by Supervisor Gallagher.

Supervisor Uhl, thereupon suggested in lieu of Supervisor MacPhee's amendment, that the language read ". . . shall revert to funds of the Municipal Railway."

No objection and so ordered.

However, subsequently during the proceedings, Mr. Cahill referred to Subdivision 9, paragraph (f) and pointed out that the Controller had advised that the amendment just approved would conflict with the provisions therein, and had suggested that the language just approved be amended to read: ". . . shall revert to the credit of the Municipal Railway system."

Thereupon, Supervisor Shannon moved that the Board rescind its previous action in approving the language ". . . shall revert to funds of the Municipal Railway."

No objection and so ordered.

Whereupon, Supervisor MacPhee, seconded by Supervisor Brown, moved that the language, as suggested by Mr. Cahill, be approved.

No objection.

Approval of Subdivision 10.

No objection being offered, Subdivision 10 was *approved as amended*.

Subdivision 11. The public utilities commission is hereby vested with power and authority to collect the revenues of the Municipal Railway system and to cause the same to be paid into the treasury of the city and county of San Francisco daily, or to be deposited with any fiscal agent or trustee appointed by the board of supervisors in the resolution providing for issuance of said revenue bonds, and in the time, manner and form the same shall be provided. Subject to the agreements, covenants and conditions contained in the resolution providing for the issuance of the revenue bonds, all such revenues of the Municipal Railway system shall be applied exclusively to the purposes specified in subdivisions 9 and 10, and in the order therein set forth.

The controller and the treasurer of the city and county of San Francisco are hereby authorized and directed to establish separate funds into which shall be deposited all revenues of the Municipal Railway system for each of the several purposes specified in subparagraphs (a), (b), (c), (d), (e), and (f) of subdivision 9, and with respect to surplus revenues as provided in subdivision 10, and such funds will be so established irrespective of whether the revenues shall be held in the city treasury or with any fiscal agent or trustee appointed in the resolution providing for the issuance of the revenue bonds. Said controller and treasurer shall transfer to each of such funds respectively the moneys held in the corresponding respective separate funds established in the existing Municipal Railway department of said city and county, and the existing funds shall be closed and such transfer shall take effect as of the date of issuance and delivery of said revenue bonds. The term "revenues"

"Municipal Railway system" shall include all revenues derived directly or indirectly from the use and operation of the Municipal Railway system, from and after the date of issuance and delivery of revenue bonds herein authorized, including interest allowed or received in respect of moneys or securities of any of the respective funds into which such revenues are deposited.

Subdivision 12. Said revenue bonds and the interest thereon and any reserve fund, sinking fund or other fund created for the further protection of said revenue bonds shall constitute a first and exclusive lien and charge upon all of the income and revenue of the Municipal Railway system, subject only to the prior charge set forth in subparagraph (a) of subdivision 9 hereof, and at any time the revenues of said system are not sufficient to permit the payment of said sums, the deficiency shall be made good from any moneys in surplus operating funds.

Subdivision 13. The Municipal Railway system shall be considered a separate utility and none of the revenues of the said system shall be transferred to any other utility except that as provided in subdivision 9 hereof, such portion of the revenues as may be used to pay the reasonable cost as fixed by the public utilities commission of services rendered to said Municipal Railway system by any other municipally owned utility.

Subdivision 14. Notwithstanding any other provision of this charter which may be in conflict with the provisions of this section, the provisions of this section shall prevail insofar as the same shall pertain to the issuance of revenue bonds and for the acquisition of the operative properties of the Market Street Railway Company. Nothing herein contained shall prevent the financing or the acquisition of the operative properties of the Market Street Railway Company from other funds legally available for that purpose. Nothing in this section contained shall in any way abridge, control, limit, restrict or take away the power of the electors of the city and county of San Francisco to vote for and caused to be authorized and issued general obligation bonds of the city and county of San Francisco for the acquisition of said operative properties of said Market Street Railway Company, irrespective of whether revenue bonds are issued hereunder or not; and the method provided in this section for such acquisition of said operative properties shall be deemed to be an additional method for providing funds for said purpose and for providing for such acquisition of said operative properties. Revenue bonds authorized and issued under authority of this section shall not be subject to the charter limitations as to the amount of bonded indebtedness of the city and county of San Francisco, nor be taken into consideration in determining the amount of bonded indebtedness which the city and county of San Francisco is authorized to incur pursuant to section 104 of the charter.

Subdivision 15. The board of supervisors may by ordinance or resolution confer upon said public utilities commission such additional powers not in conflict with this section as may be necessary to carry out the purposes of this section.

Subdivision 16. Upon the taking effect of this amendment, the board of supervisors and the public utilities commission shall proceed immediately to perform all acts required hereunder for the acquisition of the said operative properties of the said Market Street Railway Company for the purposes here specified, and to provide for the cost thereof by the issuance and sale of

revenue bonds payable exclusively from the revenues of the Municipal Railway system.

Subdivisions Approved.

There being no objection, Subdivisions 11, 12, 13, 14, 15 and 16 were *approved* *unanimous vote*.

Subdivision 17. Any person employed in the operating department of the Market Street Railway Company on the effective date of this amendment but who has not been so employed for the period of one year next before the said effective date, shall on the taking over of the operative properties of the Market Street Railway Company be taken into the service of the city provided the civil service commission shall deem the said employee necessary for the proper conduct of the said operative properties. Said employee shall continue to hold his position as a temporary employee until the civil service commission shall hold an examination for said position, and if said person shall be placed on an eligible list for said employment and he shall thereupon be preferred for appointments to such position previously held by him.

Discussion.

Prior to taking up Subdivision 17, as presented, the City Attorney suggested that an additional paragraph should be inserted, as part of Subdivision 17, and immediately before the paragraph as presented. This paragraph should read as follows:

"All persons employed in the operating department of the Market Street Railway Company on the effective date of this amendment, and who have been so employed for one year next preceding said date, shall on the taking over of said operative properties by the city and county be entitled to the benefits provided for such employees in Section 125 of the Charter."

No objection and amendment approved.

Mr. Douglass, representing the Market Street Railway employees, stated that he had thought the entire matter was settled. He understood it had been agreed that all employees on their respective lines, at the time of the taking over the Market Street lines, would retain their seniority of their respective lines, and that seniority of those engaged after the consolidation of the two lines would begin, of course, with the date of their employment. In that way the seniority of none of the employees would be adversely affected. Now, he understood, that Mr. Foley, representing Municipal Railway employees, is insisting that employees of the Market Street Railway Company, who have not been employed for a period of one year, will be dismissed, and their places on the Market Street lines be taken over by Municipal Railway employees. There would be some 200 to 300 men involved.

Mr. H. S. Foley, representing the Municipal Railway employees, held that Subdivision 17 did not belong in the charter amendment at all, and he requested its deletion.

Mr. A. Petry, on being granted the privilege of the floor, stated he felt both groups of men should belong to one union, under one union leader, and those who are not Civil Service should become Civil Service.

Mr. Hoover, representing the International organization of which both the Market Street Railway employees organization and the Municipal Railway employees organization are divisions, announced that his organization would not stand for Municipal Railway men taking any advantage of the Market Street Railway men. His organization would support the Market Street Railway men in their endeavor to hold the rights they now enjoy.

Mr. Cahill, Manager of Utilities, reported that at a meeting held in his office during the previous week, an agreement was reached along the lines previously stated by Mr. Douglass. No reservation was made by either side at that time as to any employees not having seniority to which they were entitled on their respective lines.

Supervisor Green, in commenting on the views expressed, stated that he had no desire to see any routes lost by any of the workers of the Market Street line. He could see no basis for differentiation between either group.

Supervisor Mead felt it should be the duty of the officers of both organizations to see that their members were all treated alike. They should be one family and one organization. The interest of the Board of Supervisors is to purchase the railroad and to see that everyone employed is treated the same as everyone else. The Board is wasting time trying to settle a dispute that should have been settled by officers and members of the International. He suggested that members of the Municipal Union withdraw their statement, as made by Mr. Foley, to fight this proposed charter amendment.

Supervisor Colman announced that he would be compelled to vote against the request of Municipal Railway employees that seniority be taken away from the Market Street Railway employees. He did not think such thing would be fair.

Mr. Cahill, in reply to questioning by Supervisor Uhl as to the necessity of incorporating any provision as to seniority of employees in the proposed charter amendment, pointed out that there was nothing in the amendment about seniority. The provision under discussion merely protects the rights of Market Street Railway employees with less than twelve months of service. They will lose their jobs unless the provision is approved.

Subdivision 17 Approved.

Thereupon, the roll was called and Subdivision 17 was *approved* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Ordered Submitted.

Thereupon, the Charter Amendment, Revenue Bonds, Acquisition of the Market Street Railway, as amended, and reading as follows, was *ordered submitted* by the following vote:

CHARTER AMENDMENT—REVENUE BONDS—ACQUISITION OF THE MARKET STREET RAILWAY

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County of San Francisco by adding thereto a new Section to be known as Section 11 providing an additional and alternative method of financing the cost of acquisition of the operative properties of the Market Street Railway Company by the issuance of revenue bonds and authorizing the consolidation of the operative properties of said Market Street Railway Company with the present Municipal Railway system of San Francisco and providing for the payment of said bonds solely out of the revenues of said Municipal Railway system after the consolidation of the operative properties of the Market Street Railway Company with the said Municipal Railway system and which bonds shall in no respect be secured by the taxing power of the City and County of San Francisco.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on the 3rd day of November, 1942, a proposition to amend, as hereinafter set forth, the Charter of said City and County by adding thereto a new Section to be known as Section 121.1, relating to the acquisition of the operative properties of the Market Street Railway Company and providing for the financing of the cost thereof by the issuance of revenue bonds limited in the aggregate principal sum of \$7,950,000.00, both the principal and interest of which shall be payable exclusively from the revenue of the Municipal Railway system of San Francisco after the operative properties of said Market Street Railway Company are consolidated with said system and authorizing the consolidation of the properties of the Market Street Railway Company with the Municipal Railway System of the City and County of San Francisco.

REVENUE BONDS—ACQUISITION OF THE MARKET STREET RAILWAY

Section 121.1.

Subdivision 1. Pursuant to this section, the city and county of San Francisco is authorized, in addition to all other powers conferred upon said city and county pursuant to this charter or by general law, to acquire the operative properties of the Market Street Railway Company for the purpose of supplying said city and county and the inhabitants thereof, as well as the inhabitants of the county of San Mateo, with street railway and other transportation and facilities, provided that the primary purpose of acquiring said operative properties of said Market Street Railway Company shall be to furnish the city and county of San Francisco and its inhabitants with street railway and other transportation and the furnishing of such transportation to San Mateo county and the inhabitants thereof shall be only such as may be incidental to said main purpose. The said properties to be acquired from said Market Street Railway Company shall include, all and singular, its operative properties now used for the furnishing of street railway and other service of transportation to the city and county of San Francisco and to the inhabitants thereof and to the county of San Mateo and to the inhabitants thereof and shall include all street railway cars, buses, rails, ties, trolley wires, lines and poles, machinery, equipment, and real and personal property of every kind and nature including rights of way and permits and all other property, real and personal of every kind and nature used by said Market Street Railway Company in connection with the operation of its street railway system in the city and county of San Francisco and in the county of San Mateo. Whenever the term "this section" is used, the same shall mean and include this section 121.1 and each and all of the subdivisions thereof.

Subdivision 2. The adoption of this section shall be deemed to and shall constitute a finding by the people of the city and county of San Francisco that the public interest and necessity demand the acquisition and operation of, all and singular, the operative properties of the Market Street Railway Company hereinbefore referred to.

Subdivision 3. Upon the acquisition of said operative properties of said Market Street Railway Company, all and singular, the said properties shall be consolidated with the present Municipal Railway system and shall become part thereof and the properties constituting the Municipal Railway system at the effective date of this amendment and the operative properties acquired from said Market Street Railway Company shall constitute the Municipal Railway system of the city and county of San Francisco and all additions and betterments made thereto shall become and be a part of said system.

Subdivision 4. As soon after the effective date of this amendment as is possible it shall be the duty of the board of supervisors to authorize the issuance of revenue bonds in an amount of \$7,950,000.00 for the purpose of obtaining funds to pay the cost of the acquisition of the said operative properties of the said Market Street Railway Company hereinbefore referred to. All such revenue bonds shall be authorized by the board of supervisors by resolution adopted by majority vote of said board and shall contain a recital on their face that neither the payment of the principal or any part thereof, or interest thereon, constitutes a debt, liability or obligation of the city and county of San Francisco. Such revenue bonds shall be payable exclusively from the revenues of the Municipal Railway system after the addition hereto of the said operative properties of said Market Street Railway Company, and from any funds or interest thereon established as additional security for said revenue bonds from the proceeds thereof or from the revenues of said Municipal Railway system. Reference on the face of such revenue bonds to said resolution by its date of adoption shall be sufficient to incorporate all of the provisions thereof into the body of said revenue bonds and their appurtenant coupons. Each taker and subsequent holder of such revenue bonds or coupons, whether such coupons are attached to or detached from said revenue bonds, shall have recourse to all of the provisions of such resolution and shall be bound thereby.

(a) The aggregate principal amount of all revenue bonds which may be issued pursuant to this section is hereby limited to \$7,950,000.00.

(b) The board of supervisors shall determine the form and denomination of the revenue bonds and the terms and conditions upon which the same shall be issued, paid and retired. The board of supervisors may divide any authorized issue into one or more series or divisions, and may fix different dates of issue and different maturity dates for such bonds and different rates of interest, and may prescribe different terms and conditions for revenue bonds of any of the several series or divisions. Such revenue bonds shall bear such dates as may be prescribed by the board of supervisors and may be in whole or in part serial bonds or sinking fund bonds with such maturities and payable at such times, over such period and in such amounts as the board of supervisors may determine.

(c) No revenue bond by its terms shall mature in more than fifteen (15) years from its date. In the event any authorized issue is divided into two or more series or divisions, the maximum maturity date herein authorized shall be calculated from the date on the face of each revenue bond separately, irrespective of the fact that different dates may be prescribed for the revenue bonds of each separate series or divisions of said authorized issue.

(d) Revenue bonds shall bear interest at a rate of not to exceed five per cent (5%) per annum, payable annually or semi-annually or in part annually and in part semi-annually. It shall not be necessary that all of the revenue bonds of any authorized issue or division or series thereof shall bear the same rate of interest. The board of supervisors may fix and determine the definitive interest rate or rates which said revenue bonds shall bear, not exceeding the maximum rate hereinabove specified, and may determine such rate in accordance with the bid of the successful bidder for said revenue bonds on the sale thereof.

(e) Revenue bonds may be issued as coupon bonds or registered bonds, and the board of supervisors may provide for the interchange of coupon bonds for registered bonds and registered bonds for coupon bonds, and may provide that bonds shall be registered as to principal only, or as to both principal and interest, and the terms and conditions upon which the same shall be registered and discharged from registration.

(f) Revenue bonds may be made callable prior to maturity at the option of the city and county of San Francisco, upon such terms, conditions, and upon such notice as the board of supervisors may determine, but in no event at less than par, and upon the payment of such premium as may be fixed by the board of supervisors in the proceedings for the issuance of the revenue bonds. No revenue bond shall be subject to call or redemption prior to its fixed maturity date unless the right to exercise such call is expressly stated on the face of the bonds.

(g) The board of supervisors may provide for the payment of the principal and interest of revenue bonds at any place within or without the state of California, and in lawful money or any specified coin or currency of the United States.

(h) The board of supervisors may provide for the execution and authentication of revenue bonds by the manual, lithographed or printed facsimile signature of any designated officers of the city and county of San Francisco. The board of supervisors may also provide for additional authentication of the revenue bonds by a trustee or fiscal agent appointed by the board of supervisors. If any of the officers whose signatures or countersignatures appear upon the revenue bonds or coupons cease to be officers before the delivery of said revenue bonds or coupons, their signatures or countersignatures shall nevertheless be valid and of the same force and effect as if the officers had remained in office until the delivery of the revenue bonds and coupons.

(i) None of said revenue bonds shall be sold at less than their par or face value and accrued interest thereon to date of delivery.

(j) Pending the actual issuance or delivery of revenue bonds, the board of supervisors may issue temporary or interim revenue bonds, certificates or receipts of any denomination whatsoever, and with or without coupons, which may be exchanged for definitive revenue bonds when ready for delivery, and shall prescribe the form of such interim revenue bonds, certificates or receipts and the terms and conditions of exchange.

(k) Upon the written recommendation of the public utilities commission and with the approval of the controller, the board of supervisors shall provide

for the issuance, sale or exchange of refunding bonds for the purpose of redeeming or retiring any revenue bonds issued by the city and county of San Francisco under this section subject, however, to any limitations contained in the resolution providing for the issuance of such revenue bonds. All provisions of this section applicable to the issuance of revenue bonds are applicable to the funding or refunding bonds and to the issuance, sale or exchange thereof. Funding or refunding bonds may be issued in a principal amount sufficient to provide funds for the payment of all revenue bonds to be refunded thereby, and in addition for the payment of all expenses incident to the calling, retiring or paying of such outstanding revenue bonds, and the issuance of such refunding bonds. Such expenses shall include any amount necessary to be made available for the payment of interest upon such refunding bonds from the date of sale thereof to the date of payment of the revenue bonds to be refunded or to the date upon which the revenue bonds to be refunded will be paid pursuant to the call thereof or agreement with the holders thereof, and also the premium, if any, necessary to be paid in order to call and retire the outstanding revenue bonds and also the interest accruing on such outstanding revenue bonds so called for redemption to the date of the call or retirement provided that such refunding bonds shall be payable to principal and interest solely out of the revenues of the Municipal Railway system and no refunding bond by its terms shall mature in more than fifteen (15) years from its date. In the event any authorized issue is divided into two or more series or divisions, the maximum maturity date therein authorized shall be calculated from the date on the face of each refunding bond separately, irrespective of the fact that different dates may be prescribed for the refunding bonds of each separate series or division of any authorized issue, and the interest on said refunding bonds shall not exceed five per cent (5%) per annum, payable annually or semi-annually.

(1) All such revenue bonds issued under authority of this section shall be negotiable instruments and shall be deemed to have and possess all of the attributes of negotiability under the laws of the state of California relating to negotiable instruments.

Subdivision 5. Said resolution providing for the issuance of revenue bonds may also, in addition to all other appropriate agreements deemed necessary and advisable by said board of supervisors, contain such covenants and agreements on the part of the city and county of San Francisco as the board of supervisors deems necessary or advisable for the better security of the revenue bonds issued thereunder. The board of supervisors is hereby authorized and empowered in and by the terms of said resolution to covenant and agree, on behalf of the city and county of San Francisco, with the holders of any of said revenue bonds, so long as the same shall be outstanding, as follows:

(a) That the proceeds of the sale of said revenue bonds shall be deposited in a fund separate and apart from all other funds of the city and county of San Francisco and shall, together with any interest earned on such funds, be applied solely and exclusively to the object and purpose for which said revenue bonds are herein authorized to be issued, and that any proceeds of the sale of such revenue bonds remaining unexpended after the object and purpose for which said revenue bonds are herein authorized to be issued have been completed shall be applied to the retirement of revenue bonds then out-

standing, by purchase in the open market or by call and redemption if the same are by their terms made callable prior to maturity, as the case may be, and that none of such moneys shall be transferred to any other fund of the city and county of San Francisco or used for any purpose other than that specified in such resolution.

(b) That the city and county of San Francisco will consolidate the operative properties acquired from the Market Street Railway Company and operate the same in conjunction with the Municipal Railway system as the same exists on the effective date of this amendment and will keep said system consolidated in good repair, working order and condition and will, from time to time, make all needful and proper repairs, renewals and replacements and will continuously operate said Municipal Railway system in an efficient manner.

(c) That the city and county of San Francisco will establish and maintain reasonable rates of fare to be charged for transportation on said Municipal Railway system and that such rates shall, at all times, be adequate to yield an annual revenue equal to all redemption payments and interest charges on said revenue bonds as the same fall due, together with such additional sums as may be required for any sinking fund, reserve fund or any other special fund provided for the security of such revenue bonds or for the maintenance and operation, depreciation, reserve fund, and other charges in connection with the operation of said Municipal Railway system, together with all cost of maintenance in operation of the said system; and, further, that such rates shall not be reduced below an amount sufficient to provide funds to meet the obligations herein and in said resolution set forth. That no person shall be permitted free transportation or authorized or permitted to make use of the transportation facilities of the Municipal Railway system except upon payment of the regularly established charge therefor with such exceptions as may be prescribed and defined in said resolution in the case of police, firemen and other essential public employees, and those engaged in charitable and educational work who serve without compensation, in the discretion of the public utilities commission. That all such fares shall be paid in such coin or currency as on the date of payment is legal tender for public or private debts or in script or tokens issued only upon payment of the face or commutation value thereof in such coin or currency. Any agreement contained in said resolution shall be binding upon the public utilities commission and upon the city and county of San Francisco and all officers, departments and boards thereof.

(d) That accurate books and records of account, showing all revenues received from the operation of the Municipal Railway system and all expenditures therefrom, will be kept and maintained as provided in section 66 of the charter, and that the controller will audit all accounts of the system provided in section 66 of the charter. That for the purpose of preparing said audit, the controller is authorized to employ independent public accountants the cost of whose audits shall be charged to the cost of operation of the Municipal Railway system. That all of the books and records of the Municipal Railway system shall be open at all times during business hours to the inspection of the holders of one or more of the revenue bonds, or of any person.

tage of such holders, or their duly authorized representatives, while any revenue bonds are outstanding and unpaid. That annual or other periodic statements of the condition of the Municipal Railway system will be furnished to the holders of such revenue bonds and that summaries thereof will be published at least annually. That in addition to the audit of said accounts by the controller, additional independent audits shall be furnished to the bondholders annually or at such other times as may be specified in the resolution, which shall also prescribe the manner and method in which such independent accountants shall be designated and the character of the audits to be prepared and furnished by them. That the cost of all such audits, the cost of printing, distribution or publication thereof or of any summary thereof shall be deemed to constitute a part of the cost of operation of the Municipal Railway system and shall be paid from the revenue thereof.

e) That if any part of the Municipal Railway system shall be taken within the city and county of San Francisco by eminent domain proceedings, or other proceedings authorized by law, the proceeds received by said city and county of San Francisco shall be applied to rebuild or replace the portion taken and if not so applied shall be used within such time as may be fixed in said resolution exclusively for the payment of the principal and interest on said revenue bonds until the same shall have been paid in full.

f) That while any of the revenue bonds are outstanding and unpaid, the city and county of San Francisco will not mortgage or otherwise encumber, sell, or lease or dispose of the Municipal Railway system or any substantial part thereof, or enter into any lease or contract which shall impair the operation of said Municipal Railway system or otherwise impair the right of the holders of any of said revenue bonds to secure payment in full of the principal and interest of said revenue bonds as the same shall mature, except that provision may be made in such resolution for the release of properties and application of the proceeds of the sale or other disposition of the Municipal Railway system or any part thereof upon such terms and conditions as may be specifically defined in said resolution.

g) That the city and county of San Francisco shall maintain insurance on said Municipal Railway system of the kind and character and in the amount which is usual and customarily carried by private companies engaged in the operation of street railways and also use and occupancy insurance, the cost of all of which said insurance shall be paid from the revenue of the Municipal Railway system as a part of the cost of the operation thereof.

h) That the city and county of San Francisco will, prior to the incurring of any obligation against the Municipal Railway system, provide for the payment and discharge of, and will cause to be paid and discharged, all lawful claims for labor, materials, and supplies or other charges against the Municipal Railway system, or any part thereof, which if unpaid might become a lien or charge upon the Municipal Railway system or upon the revenues of the Municipal Railway system or which might otherwise impair the security of the revenue bonds.

i) That the proceeds from the sale of all revenue bonds authorized under the provisions of this section and all revenues received from the operation of the Municipal Railway system shall be paid into the city treasury and deposited by the treasurer in such depository or depositories as may be

authorized by law to receive deposit of funds of the city and county of San Francisco, subject to such conditions as may be set forth in said resolution which limit, restrict or regulate the holding, deposit and application of moneys derived from the proceeds of the sale of the revenue bonds or from the revenues of the Municipal Railway system, as may be deemed necessary and advisable for the further protection of the holders of said revenue bonds. Notwithstanding anything in this charter contained, the board of supervisors may provide in said resolution authorizing the issuance of revenue bonds that the city and county of San Francisco will appoint a bank or trust company qualified to do business in this state and having an office in the city and county of San Francisco to act as fiscal agent or trustee for the city and county of San Francisco and the holders of revenue bonds issued hereunder, and may prescribe the terms and conditions upon which the trustee or fiscal agent shall collect, receive, hold or disburse any and all proceeds of the sale of said revenue bonds and any revenues received from the Municipal Railway system and may prescribe the duties and powers of the trustee or fiscal agent with respect to the issuance, authentication, sale and delivery of revenue bonds and the payment of principal and interest thereof, the call for redemption of said revenue bonds, the registration and discharge from registration of said revenue bonds, and the management of any sinking fund, reserve fund or other fund provided as security for such revenue bonds and the investment of any moneys in said funds, and also for the exercise on behalf of the holders of such revenue bonds of such rights and limitations as may be available to such holders. The resolution may provide any restriction upon the investment of moneys held by such fiscal agent or trustee deemed necessary or advisable by the board of supervisors. Said resolution may further provide for the appointment of paying agents and collection agents for said revenue bonds, within or without said city and county of San Francisco upon such terms and conditions as may be prescribed by the board of supervisors. The board of supervisors may also provide in and by such resolution that both the principal of and interest on such revenue bonds and the coupons, if any, attached thereto may be paid by such fiscal agent, trustee, paying agent or collection agent from any moneys held by or transmitted to them, or any of them, for that purpose, and such principal and interest fall due and no controller's warrant shall be required for the purpose of enabling the fiscal agent, trustee, paying agent or collection agent, as provided in section 85 of this charter, or any other provision of this charter, to make such payment. Except in the case of bonds registered in the name of a registered holder on the books of the fiscal agent, trustee, paying agent, collection agent or registrar, such payment shall be made, in the case of interest, only upon surrender of the proper interest coupons attached to said revenue bonds. Payments on account of principal shall be made only upon surrender of the revenue bonds with respect to which such principal payment is made. In the event the board of supervisors shall provide for the appointment of a fiscal agent or trustee, said board of supervisors may also provide that the accounts of any such fiscal agent or trustee shall be subject to audit by the controller in the same manner as is provided in section 6 of this charter, or, in lieu thereof, that such accounts shall be subject to audit by independent public accountants appointed as provided in said resolution, whose costs and fees shall be paid as part of the expense of operation of the Municipal Railway system.

j) That upon the happening of certain events of default to be specified herein, any or all of the revenue bonds may become, or be declared due and payable prior to maturity by the holders thereof or any percentage thereof, directly or through any trustee or fiscal agent. Said resolution shall specify the terms and conditions upon which such declaration and its consequences may be waived.

k) That the holders of said revenue bonds or any specified percentage thereof shall have and may exercise the rights, limitations, powers and duties prescribed in said resolution in the event of any breach by the city and county of San Francisco or any department, commission, official or agency thereof of any of the covenants, conditions or obligations contained in the resolution.

l) That the terms, covenants or conditions of the resolution and of the revenue bonds issued thereunder may subsequently be amended or modified in whole or in part with the consent of the board of supervisors, acting on behalf of the city and county of San Francisco, and the vote or written assent of the holders of a specified principal amount of the revenue bonds then issued and outstanding. Such resolution may provide for meetings of bondholders and for the manner in which the consent of bondholders may be given and assented and may provide that such amendment or modification effected in the manner therein provided shall be binding upon the holders of all of the revenue bonds and interest coupons appertaining thereto, whether expressly assenting thereto or not, and with respect to such interest coupons whether the same are attached to or detached from any such revenue bonds. Such resolution may further provide that for the purpose of such amendment or modification, bonds held by any department, agency, board, bureau or fund of the city and county of San Francisco, or by any other public corporation, municipality, district or political subdivision, or by the state of California, shall not be counted as outstanding bonds or be entitled to vote or assent, but shall, nevertheless, be subject to such modification or amendment if the same shall otherwise be effected in accordance with said resolution.

The board of supervisors, the public utilities commission, and each and every board, department, agency, officer and employee of the city and county of San Francisco are hereby authorized, empowered and directed to carry out and perform their respective powers, duties and obligations imposed upon them, and each of them, by such agreements as may be contained in said resolution authorizing the issuance of revenue bonds, and such provisions of said resolution providing for the issuance of said revenue bonds shall constitute a contract with the holders of said revenue bonds and be binding upon the board of supervisors, public utilities commission, and each and every board, department, agency, officer and employee of said city and county of San Francisco, and each thereof is hereby vested with full authority to do and perform all such acts, conditions and things required by them, respectively, under said resolution to be done or performed. Said resolution may also include, and the board of supervisors is hereby authorized to agree upon, any other terms and conditions, whether hereinabove referred to or not, necessary, advisable or convenient in order to secure the revenue bonds or to make the revenue bonds more marketable; provided, that nothing in said resolution contained shall diminish the powers and functions of the public utilities commission conferred in subdivision 7 of this section, and provided further that none of the covenants, agreements, conditions or terms or anything herein pro-

vided shall obligate the city and county of San Francisco to do or perform any of such terms, conditions or covenants by the expenditure of any funds other than those arising from the operation of the Municipal Railway system and under no circumstances shall the city and county of San Francisco be obligated to levy and collect taxes to provide moneys to perform any of the terms or conditions contained in any such resolution, and all obligations assumed by the city and county of San Francisco pursuant to such resolution which shall require the expenditure of any moneys shall be limited solely and exclusively to the revenues arising from the operation of the Municipal Railway system.

Subdivision 6. The board of supervisors is vested with full power and authority to sell or otherwise dispose of the revenue bonds authorized by this section at such time or times before or after the date upon which this amendment becomes effective and in such manner as said board may determine to be to the public interest, provided that no revenue bonds shall be actually delivered until after the effective date of this amendment and the authorization of said bonds as in this section provided. The board of supervisors may enter into any agreements deemed necessary or advisable to insure the sale of said bonds, including underwriting agreements, option agreements, standby agreements or other agreements looking to the future sale or delivery of said bonds upon such terms and conditions as the board of supervisors shall determine. Said bonds may be sold upon such terms and conditions as the board of supervisors deem proper either at public or private sale upon such advertising therefor as the board of supervisors may deem proper, provided that none of said bonds shall be sold at a price below par value thereof and accrued interest thereon. Any agreement made by the board of supervisors prior to the effective date of this amendment with respect to the sale and disposition of said revenue bonds is hereby ratified, confirmed and approved and declared to be a valid and a legally binding obligation of the city and county of San Francisco.

The board of supervisors may also sell said revenue bonds to and contract loans with and borrow moneys through the sale or pledge of said revenue bonds from the United States of America or any of its departments, agencies or instrumentalities, upon such terms and conditions as may be agreed to.

Such loans may be contracted with the United States of America or any of its said departments, agencies or instrumentalities, with or without issuance of revenue bonds; provided that such loans or borrowed moneys shall be repaid solely and exclusively from the proceeds of sale of revenue bonds or from the revenues of the Municipal Railway system, and such loans together with the bonds issued pursuant to this section, shall not exceed \$7,950,000.00. No taxes shall be levied upon any of the taxable property in said city and county of San Francisco for the payment of the principal or interest on such loans. If the proceeds of the sale of said revenue bonds shall, pursuant to the resolution providing for their issuance, be paid to the city treasury, the same shall be deposited in a separate fund which shall at all times be kept segregated and set apart from all other city funds and shall be used solely for the purpose of paying the cost of the acquisition of the operative properties of the Market Street Railway Company and consolidation with the Municipal Railway system, and if such proceeds of

le of said revenue bonds are deposited with any fiscal agent or trustee under the resolution authorizing the issuance of the revenue bonds, then and in that event the same shall be held, invested and disbursed pursuant to the limitations and conditions contained in said resolution. Out of any money in the general fund of said city and county not otherwise appropriated or out of any existing municipal railway funds, the board of supervisors shall be and is hereby authorized and directed to pay all costs of advertising said bonds for sale, the cost of preparing, printing and distributing any prospectus or official statement in connection with said bonds, the cost of printing, lithographing or engraving said revenue bonds, the cost of independent audits, engineers' reports or opinions with respect to the revenue bonds deemed necessary or advisable by the board of supervisors to effect or assist in effecting the sale of said revenue bonds and also the fees and charges of the superintendent of banks of the state of California, or of any other public official, bureau or department thereof, required to enable said revenue bonds to be certified as legal investments for banks, insurance companies or other institutions, or for the purpose of enabling said bonds to be declared eligible security for the deposit of public funds and also the cost and fees of any public official of any other state in the United States necessary or advisable in the opinion of the board of supervisors to enable such revenue bonds to be qualified as legal investments for any purpose under the laws of such states; provided that any moneys advanced from the general fund of said city and county for the payment of such expenses shall be refunded to said city and county from revenues received from the operation of said Municipal Railway system.

Subdivision 7. The public utilities commission shall have charge of the acquisition of the operative properties of the Market Street Railway Company, and shall have the same power and authority as to the management, supervision and extension of said Municipal Railway after the acquisition of the operative properties of said Market Street Railway Company as are now vested in said public utilities commission over the Municipal Railway system of San Francisco except as otherwise provided in this charter. The said operative properties of said Market Street Railway Company shall be acquired by purchase, if possible, and if said purchase is not possible then, in that event, the operative properties of said Market Street Railway Company may be acquired by any other lawful means.

Subdivision 8. The validity of the authorization and issuance of any revenue bonds shall not be dependent on, or in anywise affected by:

- (a) Any proceedings taken by the city and county of San Francisco or the public utilities commission for the acquisition of said operative properties of said Market Street Railway Company;
- (b) Any contracts made by the public utilities commission in connection with the acquisition of said operative properties of said Market Street Railway Company.

No purchaser or holder of any revenue bonds authorized or issued pursuant to this charter shall be required to take cognizance of any of the acts of the public utilities commission with respect to the acquisition of the operative properties of said Market Street Railway Company or the performance of any of the conditions or the taking of any of the proceedings herein required of the board of supervisors, at, before or after the issuance of said revenue

bonds, or with respect to the application of the proceeds derived from the sale of said revenue bonds, and said revenue bonds by their issuance shall conclusively establish the due performance of all conditions precedent to their issue.

Subdivision 9. In accordance with the provisions of section 130 of the charter, rates shall be fixed, established and collected for all transportation service furnished by the Municipal Railway system after the operative properties of the Market Street Railway system have been combined therewith, which will at all times yield revenues at least sufficient with respect to the then immediately ensuing twelve months to pay or provide for:

(a) The principal of and interest on any general obligation bonds of the city and county issued for the purpose of acquiring, constructing and completing the existing municipally owned and operated street railway system of the city and county until all of such bonds now outstanding shall have been paid and retired;

(b) The principal of and interest on all of the revenue bonds then outstanding and unpaid as the same become due, together with any amount required to be deposited in any sinking fund or reserve fund or other fund established by the resolution for the issuance of such revenue bonds for the further security thereof;

(c) All operating expenses of the Municipal Railway system;

(d) All amounts required for maintenance of and repairs to the Municipal Railway system;

(e) Such sums as may be estimated annually by the public utilities commission in the budget proposed for the Municipal Railway system as the amount necessary to be expended in the ensuing year to pay or provide for the payment of all costs of depreciation, reconstruction, replacements, extensions, improvements and betterments of the said system. Such sums required for said purposes, if payable solely from the revenues of the Municipal Railway system, shall be and are hereby appropriated annually from said revenues and when so appropriated to the public utilities commission shall be applied solely and exclusively to the purposes above designated.

(f) Such sums as may be estimated annually by the public utilities commission in the budget proposed for the Municipal Railway system as the amount required to establish and maintain a surplus operating fund, to be accumulated from the balance of the annual revenues of the said system after such revenues have been first applied to the purposes specified in the subparagraphs (a), (b), (c), (d) and (e), hereinabove set forth; provide that the maximum amount of moneys to be accumulated or retained in said surplus operating fund in any fiscal year shall not exceed 25% of the total expenditures of the Municipal Railway system for operation, repairs and maintenance for the preceding fiscal year. The moneys in said surplus operating fund may be appropriated as provided in section 80 of this charter.

The amounts hereinabove required shall be raised exclusively from revenue of the system, except that such amounts or any part thereof may be raised by the issue and sale of general obligation bonds of the city and county of San Francisco. Such amounts required under subparagraphs (b), (e) and (f) above are hereby appropriated annually in the order above named and shall not be subject to modifications, alteration or amendment by the board of

Supervisors. The amounts hereinabove provided in subparagraphs (c) and (d) shall be estimated by the public utilities commission and approved by the board of supervisors at the time and in the manner for the approval of the city budget, and the amount to be appropriated for said purposes specified in subparagraphs (c) and (d) shall be such amount as may be approved in the city budget for said purposes. Sections 74, 127 and 128.1 of this charter shall be applicable to the Municipal Railway system.

The term "operating expenses of the Municipal Railway system," as used herein shall include all salaries, wages, pension charges and proportionate payments to such compensation and other insurance and accident reserve funds as the public utilities commission may establish or as the board of supervisors may require and all other expenses of every kind and nature incident to the operation of the Municipal Railway system, including the reasonable cost of power furnished by the Hetch Hetchy project as required by the Raker Act, provided that revenue from funds raised by taxation shall not be applied for any of the foregoing purposes except those specified in subparagraph (a) of this subdivision and then only if the revenues of the Municipal Railway system are not available to meet the charges set forth in said subparagraph.

Subdivision 10. Any revenues of the Municipal Railway system received in any fiscal year in excess of the amounts required for the purposes designated in subdivision 9 hereof shall be disposed of as may be provided in any ordinance or condition contained in the resolution providing for the issuance of the revenue bonds, and in the absence of such disposition shall be applied as follows:

a) The public utilities commission shall undertake a study of rates in January of each year and whenever it finds that the Municipal Railway system has or is likely to yield revenues in excess of the amounts required for the purposes designated in subdivision 9 hereof may propose a schedule of lower rates to the board of supervisors which shall not be less than the rates required to yield revenues for the purposes specified in subdivision 9, which may be sufficiently lower than the then existing rates in order to prevent said Municipal Railway system from accumulating surpluses from revenues in excess of the amounts required for the purposes specified in subdivision 9. Such schedule of revised rates shall be submitted to and approved or rejected by the board of supervisors in accordance with the provisions of section 130 of this charter.

b) Section 129 of this charter shall not be applicable to any revenue received from the Municipal Railway system and in the absence of any provision in the resolution for the issuance of revenue bonds directing the disposition of excess revenues over and above the amounts required in any fiscal year for the purposes specified in subdivision 9 hereof, the same shall revert to the credit of the Municipal Railway system.

Subdivision 11. The public utilities commission is hereby vested with full power and authority to collect the revenues of the Municipal Railway system and to cause the same to be paid into the treasury of the city and county of San Francisco daily, or to be deposited with any fiscal agent or trustee appointed by the board of supervisors in the resolution providing for the issuance of said revenue bonds, and in the time, manner and form therein provided. Subject to the agreements, covenants and conditions contained in the

resolution providing for the issuance of the revenue bonds, all such revenue of the Municipal Railway system shall be applied exclusively to the purposes specified in subdivisions 9 and 10, and in the order therein set forth.

The controller and the treasurer of the city and county of San Francisco are hereby authorized and directed to establish separate funds into which shall be deposited all revenues of the Municipal Railway system for each of the several purposes specified in subparagraphs (a), (b), (c), (d), (e) and (f) of subdivision 9, and with respect to surplus revenues as provided in subdivision 10, and such funds will be so established irrespective of whether the revenues shall be held in the city treasury or with any fiscal agent or trust appointed in the resolution providing for the issuance of the revenue bonds. Said controller and treasurer shall transfer to each of such funds respectively all moneys held in the corresponding respective separate funds established for the existing Municipal Railway department of said city and county, which existing funds shall be closed and such transfer shall take effect as of the date of issuance and delivery of said revenue bonds. The term "revenues of the Municipal Railway system" shall include all revenues derived directly or indirectly from the use and operation of the Municipal Railway system from and after the date of issuance and delivery of revenue bonds hereby authorized, including interest allowed or received in respect of moneys and securities in any of the respective funds into which such revenues are deposited.

Subdivision 12. Said revenue bonds and the interest thereon and any reserve fund, sinking fund or other fund created for the further protection of said revenue bonds shall constitute a first and exclusive lien and charge upon all of the income and revenue of the Municipal Railway system, subject only to the prior charge set forth in subparagraph (a) of subdivision 9 hereof, and if at any time the revenues of said system are not sufficient to permit the payment of said sums, the deficiency shall be made good from any moneys in the surplus operating funds.

Subdivision 13. The Municipal Railway system shall be considered a separate utility and none of the revenues of the said system shall be transferred to any other utility except that as provided in subdivision 9 hereof, such portion of the revenues as may be used to pay the reasonable cost fixed by the public utilities commission of services rendered to said Municipal Railway system by any other municipally owned utility.

Subdivision 14. Notwithstanding any other provision of this charter which may be in conflict with the provisions of this section, the provisions of this section shall prevail insofar as the same shall pertain to the issuance of revenue bonds and for the acquisition of the operative properties of the Market Street Railway Company. Nothing herein contained shall prevent the financing or the acquisition of the operative properties of the Market Street Railway Company from other funds legally available for that purpose. Nothing in this section contained shall in any way abridge, control, limit, restrict or revoke the power of the electors of the city and county of San Francisco to vote for and cause to be authorized and issued general obligation bonds of the city and county of San Francisco for the acquisition of said operative properties of said Market Street Railway Company, irrespective of whether revenue bonds are issued hereunder or not; and the method provided in this section for such acquisition of said operative properties.

es shall be deemed to be an additional method for providing funds for id purpose and for providing for such acquisition of said operative proper- es. Revenue bonds authorized and issued under authority of this section all not be subject to the charter limitations as to the amount of bonded debtedness of the city and county of San Francisco, nor be taken into nsideration in determining the amount of bonded indebtedness which the y and county of San Francisco is authorized to incur pursuant to section 4 of the charter.

Subdivision 15. The board of supervisors may by ordinance or resolution nfer upon said public utilities commission such additional powers not in nflict with this section as may be necessary to carry out the purposes of s section.

Subdivision 16. Upon the taking effect of this amendment, the board of perversors and the public utilities commission shall proceed immediately perform all acts required hereunder for the acquisition of the said opera- e properties of the said Market Street Railway Company for the purposes rein specified, and to provide for the cost thereof by the issuance and sale revenue bonds payable exclusively from the revenues of the Municipal ilway system.

Subdivision 17. All persons employed in the operating department of e Market Street Railway Company on the effective date of this amendment, d who have been so employed for one year next preceding said date, shall the taking over of said operative properties by the city and county be titled to the benefits provided for such employees in section 125 of the rter.

Any person employed in the operating department of the Market Street ilway Company on the effective date of this amendment, but who has not en so employed for the period of one year next before the said effective te, shall on the taking over of the operative properties of the Market Street ilway Company be taken into the service of the city, provided the civil vice commission shall deem the said employee necessary for the proper nduct of the said operative properties. Said employee shall continue to hold position as a temporary employee until the civil service commission shall d an examination for said position, and if said person shall be placed on eligibile list for said employment he shall thereupon be preferred for ap- ntment to such position previously held by him.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, acovieri, Shannon, Uhl—11.

Appointment of Citizens' Committee to Work for Favorable Con- sideration by the Voters of Charter Amendment Providing for Revenue Bonds for the Acquisition of the Market Street Railway.

Supervisor Roncovieri, immediately after the Board had ordered the charter amendment for the acquisition of the Market Street Railway System, to be financed by revenue bonds, stated: "This amendment is the most constructive thing ever submitted to the people. It will put San Francisco on the map. I wish to move that his Honor the Mayor be requested to appoint a Citizens' Committee for the purpose of carry- ing on a campaign for the revenue bond issue."

No objection and motion was declared carried.

Supervisor MacPhee, thereupon, informed the Board that he had prepared a resolution, which was on the Clerk's desk, and which he had intended to have presented under his name on roll call.

Whereupon, at the Chair's direction, the Clerk read Supervisor MacPhee's resolution, as follows:

(Series of 1939)

Resolution No. 2888, as follows:

Whereas, the Board of Supervisors has ordered submitted to the electorate on the ballot for November 3rd, a charter amendment providing for the acquisition of the properties of the Market Street Railway Company through the issuance of revenue bonds; and

Whereas, the consolidation of the Market Street Railway with the San Francisco Municipal Railway is a matter of vital necessity and convenience to the people of the City and County of San Francisco, particularly now, during the war emergency; and

Whereas, with an opportunity now, in large measure, to correct the unhappy transit problem which for years has confronted San Francisco and thus to afford the people speedier, more convenient service, with equal fares and universal transfer privileges, it is prudent and incumbent upon the authorities to acquaint the electorate with the details of the proposed amendment; to stress the necessity for its passage and the benefits to be derived therefrom, and in every proper manner possible to influence the electorate to approve the charter amendment providing for the acquisition of the properties of the Market Street Railway; now, therefore, be it

Resolved, That the Board of Supervisors does hereby respectfully request his Honor the Mayor to appoint a Citizens' Committee whose function and duty it shall be to exert every possible effort to the end that Charter Amendment No. —, "Revenue Bonds—Acquisition of Market Street Railway," shall be approved by the electorate at the election to be held November 3, 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Following the reading of the foregoing resolution the Chair suggested that Supervisors Roncovieri and MacPhee jointly present the resolution. Supervisor Roncovieri agreed to the joint presentation.

Clerk to Advertise Sale of \$7,950,000 Revenue Bonds, October 13, 1942.
(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2889, as follows:

Whereas, pursuant to the authority vested in the Board of Supervisors under Subdivision 6 of the proposed amendment adding Section 121.1 to the Charter to be submitted to the electorate on the ballot for November 3, 1942, entitled "Revenue Bonds—Acquisition of the Market Street Railway," the Board of Supervisors, if such amendment be ratified, is authorized in advance thereof to call for proposals for the purchase of \$7,950,000 of revenue bonds; and

Whereas, the receipt of a favorable proposal for the purchase of said revenue bonds showing the rate of interest required to be paid thereon, the date of maturity of such bonds and other fiscal features incident to such a proposition would demonstrate to the electorate the practicability of the proposal to acquire the properties of the Market Street Railway Company; and

Whereas, the receipt of such proposals under such conditions would have the effect of convincing the electorate of the advisability of voting

such bond issue and thereby acquiring the property of the Market Street Railway Company; now, therefore, be it

Resolved, That this Board of Supervisors does hereby authorize the Clerk of the Board to advertise and call for proposals to be submitted on October 13, 1942, for the purchase of \$7,950,000 of revenue bonds.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

No: Supervisor Colman—1.

**Supervisors Excused from Attendance at Board Meeting,
September 21, 1942.**

Supervisors Mead, Colman, Shannon, Green and Roncovieri were, at their own requests, excused from attendance at the Board meeting on Monday, September 21, 1942.

Order of Charter Amendments on Ballot.

Supervisor O'Gara presented a resolution to provide for the order in which charter amendments submitted to the voters should be numbered and placed on the ballot.

Supervisor Gallagher, however, requested postponement of consideration of such resolution until the next meeting of the Board. He suggested, too, that the charter amendment to provide for the acquisition of the Market Street Railway line be so numbered as not to be confused by the voters with State Proposition No. 1, "Hot Cargo" proposition.

Thereupon, Supervisor MacPhee moved that the Clerk be authorized to number the various charter amendments submitted to the people, but not numbering the Street Railway amendment No. 1.

No objection and so ordered.

Vote of Thanks to City Attorney and to Supervisor O'Gara.

Supervisor MacPhee, seconded by Supervisor Gallagher, moved that a vote of thanks be given to the City Attorney and to Supervisor O'Gara for their aid to the Board in the preparation and consideration of the several charter amendments considered by the Board.

No objection and so ordered.

ADJOURNMENT.

There being no further business, the Board, at the hour of 1:40 a. m. (Wednesday, September 16, 1942), adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors October 5, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.



Monday, September 21, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, SEPTEMBER 21, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, September 21, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Quorum present.

Supervisor Dan Gallagher presiding, on motion by Supervisor Brown.

Supervisors Colman, Green, Mead, Roncovieri and Shannon excused from attendance.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Appropriating \$6,000, Department of Public Works, for Purchase of Eight Automobiles.

(Series of 1939)

Bill No. 1875, Ordinance No. 1784, as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$6,000 from the surplus existing in the Special Road Improvement Fund to the credit of Appropriation No. 245.400.00 for the purchase of eight used automobiles necessary in the operation of the improvement, repairs and maintenance of streets.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to the credit of Appropriation No. 245.400.00 for the purchase of eight used automobiles necessary in the operation of the improvement, repairs and maintenance of streets.

Section 2. As it is impossible to continue with the rental of privately owned cars on a mileage basis due to the rationing of tires it becomes necessary for the efficient and economical operation of the Department of Public Works to purchase used automobiles.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Appropriating \$8,000, Department of Public Works, for Improvement of El Camino Del Mar.

(Series of 1939)

Bill No. 1876, Ordinance No. 1785, as follows:

Authorizing a Supplemental Appropriation Ordinance in the amount of \$8,000 from the unbudgeted balance in the Special Gas Tax Street Improvement Fund to the credit of Appropriation No. 277.979.00, necessary for the improvement of El Camino Del Mar, a Street of Major Importance, from Point Lobos Avenue to a point 400 feet northerly therefrom.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$8,000 is hereby appropriated and set aside from the unbudgeted balance in the Special Gas Tax Street Improvement Fund to the credit of Appropriation No. 277.979.00, necessary for the improvement of El Camino Del Mar, a Street of Major Importance, from Point Lobos Avenue to a point 400 feet northerly therefrom.

Section 2. The Chief Administrative Officer be and is hereby authorized and requested to execute the necessary Project Statement and Memorandum of Agreement covering this improvement and transmit it to the District Engineer, Division of Highways, State Department of Public Works.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Appropriating \$2,025, Department of Public Works; Creating Position of 1 L114 Engineering Chemist at \$225; Abolishing 1 L116 Senior Engineering Chemist at \$300 and 1 L114 Engineering Chemist at \$225.

(Series of 1939)

Bill No. 1877, Ordinance No. 1786, as follows:

Appropriating the sum of \$2,025 from the surplus existing in Appropriation No. 240.110.00 to the credit of Appropriation No. 240.110.00, creating the position of 1 L114 Engineering Chemist at \$225 per month in the Bureau of Engineering, Department of Public Works, and providing funds for the compensation therefor from October 1, 1942, to June 30, 1943; abolishing the following positions in the same department: 1 L116 Senior Engineering Chemist at \$300 per month; 1 L114 Engineering Chemist at \$225 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,025 is hereby appropriated and set aside from the surplus existing in Appropriation No. 240.110.00 to the credit of Appropriation No. 240.110.00 to provide funds for the compensation of 1 L114 Engineering Chemist in the Bureau of Engineering, Department of Public Works, from October 1, 1942, to June 30, 1943.

Section 2. The position of 1 L114 Engineering Chemist at a salary of \$225 per month is hereby created in the Bureau of Engineering, Department of Public Works, Section 45 of the Annual Salary Ordinance. The following positions in the same department are hereby abolished: 1 L116 Senior Engineering Chemist at \$300 per month (Section No. 45, Item No. 35, Annual Salary Ordinance); 1 L114 Engineering Chemist at \$225 per month (Section 46, Item No. 67, Annual Salary Ordinance).

Recommended by the director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Civil Service Commission.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Amending Salary Ordinance, Department of Public Works, Deleting 1 L116 Senior Engineering Chemist at \$300, Adding 1 L114 Engineering Chemist at \$225.

(Series of 1939)

Bill No. 1878, Ordinance No. 1787, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 45, Department of Public Works—Bureau of Engineering, by changing Item 35 from 1 L116 Senior Engineering Chemist at \$300 per month to 1 L114 Engineering Chemist at \$225 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 45, is hereby amended to read as follows:

**Section 45. DEPARTMENT OF PUBLIC WORKS—
BUREAU OF ENGINEERING**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B222	General Clerk	\$ 250
3	1	B228	Senior Clerk	195.50
4	1	B408	General Clerk-Stenographer	200
4.1	1	B408	General Clerk-Stenographer	175
5	1	B512	General Clerk-Typist	175
5.1	1	B512	General Clerk-Typist	170.50
6	1	F4	Assistant City Engineer	500
7	1	F10	City Engineer	789
8	4	F202	Inspector Public Works Construction.....	225
9	2	F204	Civil Engineering Inspector	250
10	1	F252	Junior Civil Engineering Draftsman.....	192
11	1	F254	Civil Engineering Draftsman	215
11.1	1	F254	Civil Engineering Draftsman	200
12	1	F254	Civil Engineering Draftsman	250
13	1	F256	Cartographer and Art Designer	252.50

14	2	F258	Senior Civil Engineering Draftsman	269.50
14.1	2	F258	Senior Civil Engineering Draftsman	235
15	1	F260	Civil Engineering Designer	375
16	4	F260	Civil Engineering Designer	319.50
17	1	F262	Sanitary Engineering Designer	325
18	1	F270	Chief Engineering Designer	475
20	1	F454	Mechanical Engineering Designer	313
21	1	F502	Engineer of Assessments and Complaints	288
22	1	F506	Engineer of Grades	300
23	2	F510	Engineer of Street Improvement Investiga- tions	300
26	1	F518	Office Engineer	350
27	1	F518	Office Engineer	265
28	1	F552	Structural Draftsman	238
29	1	F604	Surveyor's Field Assistant	250
30	9	F604	Surveyor's Field Assistant	225
31	3	F610	Surveyor	275
33	1	F614	Assistant Chief Surveyor	275
34	1	F616	Chief Surveyor	325
35	1	L114	Engineering Chemist	225

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

**Amending Salary Ordinance, Department of Public Works, Deleting
1 L114 Engineering Chemist at \$225.**

(Series of 1939)

Bill No. 1879, Ordinance No. 1788, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 46, Department of Public Works—Bureau of Engineering (Interdepartmental), by abolishing Item 67, 1 L114 Engineering Chemist at \$225.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 46 is hereby amended to read as follows:

**Section 46. DEPARTMENT OF PUBLIC WORKS—
BUREAU OF ENGINEERING (Continued)**

**EMPLOYMENTS PREDICATED ON REVENUE AND BOND ISSUE
MONEYS.**

The following positions are in interdepartmental service and predicated on bond issues and the occupants have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
36	1	B222	General Clerk	\$ 170.50
36.1	1	B228	Senior Clerk	187.50
37	1	B325	Blue Printer	165
38	1	B327	Photostat Operator	225
39	1	B332	Photographer	265
40	1	B408	General Clerk-Stenographer	175
41	1	B408	General Clerk-Stenographer	170
41.1	1	B408	General Clerk-Stenographer	168

41.2	1	B512	General Clerk-Typist	155
42	5	F204	Civil Engineering Inspector	250
43	22	F204	Civil Engineering Inspector	244.50
44	1	F206	Senior Civil Engineering Inspector	275
45	1	F206	Senior Civil Engineering Inspector	267.50
45.1	1	F206	Senior Civil Engineering Inspector	257.50
46	1	F208	Chief Civil Engineering Inspector, Minor Projects	319.50
47	1	F210	Chief Civil Engineering Inspector, Major Projects	400
48	1	F252	Junior Civil Engineering Draftsman	190
48.1	1	F252	Junior Civil Engineering Draftsman	177
48.2	2	F252	Junior Civil Engineering Draftsman	170
49	3	F252	Junior Civil Engineering Draftsman	160
52	1	F254	Civil Engineering Draftsman	237.50
52.1	1	F254	Civil Engineering Draftsman	230
52.2	2	F254	Civil Engineering Draftsman	222.50
52.3	3	F254	Civil Engineering Draftsman	220
52.4	2	F254	Civil Engineering Draftsman	208
52.5	3	F254	Civil Engineering Draftsman	207.50
52.6	2	F254	Civil Engineering Draftsman	200
53	3	F258	Senior Civil Engineering Draftsman	269.50
53.1	1	F258	Senior Civil Engineering Draftsman	257.50
53.2	1	F258	Senior Civil Engineering Draftsman	232.50
53.3	6	F258	Senior Civil Engineering Draftsman	225
54	4	F260	Civil Engineering Designer	319.50
55	1	F260	Civil Engineering Designer	308
56	1	F262	Sanitary Engineering Designer	283
57	1	F262	Sanitary Engineering Designer	309.50
58	1	F354	Electrical Engineering Designer	308
58.1	1	F356	Electrical Engineering Inspector	247.50
58.2	1	F404	Hydraulic Engineering Designer	302
58.3	2	F404	Hydraulic Engineering Designer	300
59	1	F452	Mechanical Draftsman	233
61	1	F454	Mechanical Engineering Designer	307
63	1	F552	Structural Draftsman	238
64	1	F552	Structural Draftsman	235.50
64.1	1	F558	Structural Engineer	339.50
65	7	F604	Surveyor's Field Assistant	225
65.1	1	F604	Surveyor's Field Assistant	200
65.2	3	F604	Surveyor's Field Assistant	175
65.3	1	F610	Surveyor	275
66	2	F610	Surveyor	269.50
66.1	1	F610	Surveyor	250
66.2	1	F666	Assistant Traffic Engineer	225
66.3	1	F664	Traffic Engineer	322
69		A106	Building Inspector	250
71		F102	Architectural Draftsman	200
72		F106	Architectural Designer	250
73		F108	Architect	300
74	1	F352	Electrical Draftsman	200
75		F360	Assistant Electrical Engineer	250
76		F362	Electrical Engineer	300
77		F401	Junior Hydraulic Engineer	175
79		F406	Assistant Hydraulic Engineer	250
80		F408	Hydraulic Engineer	300
80.1		F460	Assistant Mechanical Engineer	250
81		F462	Mechanical Engineer	300
82		F554	Structural Engineering Designer	250
83		F558	Structural Engineer	275
84		B210	Office Assistant	106
85		B4	Bookkeeper	175
86		C152	Watchman	145
88		F351	Junior Electrical Engineer	175

91	M256	Mechanical Inspector	250
92	J 4	Laborer, \$7.60 per day	
95	M252	Machinist's Helper, \$8.40 per day	
96	M254	Machinist, \$11.00 per day	
97	O152	Engineer of Hoisting and Portable Engines, \$13.00 per day	

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Appropriating the Sum of \$1,993.33 From the Surplus Existing in Appropriation No. 241.110.00, to the Credit of Appropriation No. 241.110.00, Creating the Position of 1 B228 Senior Clerk at \$200 Per Month in the Central Permit Bureau, Department of Public Works; providing Funds for Same From September 2, 1942, to June 30, 1943; Abolishing Position of 1 B222 General Clerk at \$200 Per Month in Same Department.

(Series of 1939)

Bill No. 1882, Ordinance No. 1790, as follows:

Appropriating the sum of \$1,993.33 from the surplus existing in Appropriation No. 241.110.00, to the credit of Appropriation No. 241.110.00, creating the position of 1 B228 Senior Clerk at \$200 per month in the Central Permit Bureau, Department of Public Works; providing funds for same from September 2, 1942, to June 30, 1943; abolishing position of 1 B222 General Clerk at \$200 per month in same department.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$1,993.33 is hereby appropriated from the surplus existing in Appropriation No. 241.110.00, to the credit of Appropriation No. 241.110.00, to provide funds for the compensation of 1 B228 Senior Clerk at \$200 per month in the Central Permit Bureau, Department of Public Works, from September 2, 1942, to June 30, 1943.

Section 2. The position of 1 B228 Senior Clerk at \$200 per month in the Central Permit Bureau, Department of Public Works, is hereby created; the position of 1 B222 General Clerk at \$200 per month in the same department is hereby abolished.

Section 3. This ordinance is made effective as of September 2, 1942, in order to comply with the action of the Civil Service Commission in reallocating the position of a General Clerk to a Senior Clerk, and to protect a salary made mandatory under the provisions of Section 71 of the Charter.

Recommended by Director, Department of Public Works.

Approved by the Chief Administrative Officer.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

**Amending Salary Ordinance, Department of Public Works, Deleting
1 General Clerk at \$200; Adding 1 Senior Clerk at \$200.**

(Series of 1939)

Bill No. 1880, Ordinance No. 1789, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 47, Department of Public Works—Central Permit Bureau, by changing Item 2 from 1 B222 General Clerk at \$200 to 1 B228 Senior Clerk at \$200 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 47 is hereby amended to read as follows:

**Section 47. DEPARTMENT OF PUBLIC WORKS—
CENTRAL PERMIT BUREAU**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B222	General Clerk	\$ 162.50
2	1	B228	Senior Clerk	200
2.1	1	B228	Senior Clerk	225
3	1	B234	Head Clerk	275
4	1	B512	General Clerk-Typist	175

Section 2. This ordinance is made effective as of September 2, 1942, in order to comply with the action of the Civil Service Commission in reallocating the duties of a General Clerk to a Senior Clerk and to protect a salary made mandatory under the provisions of Section 71 of the Charter.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

**Authorizing Compromise of Claim of William Shubin and Pauline
Shubin for the Sum of \$500.**

(Series of 1939)

Bill No. 1872, Ordinance No. 1783, as follows:

Authorizing compromise of claim of William Shubin and Pauline Shubin for the sum of \$500.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney having recommended and the Department of Public Works having approved the settlement of the Superior Court Action No. 306307—William Shubin and Pauline Shubin—for \$26,030.50, against the City and County of San Francisco for the recovery of damages for personal injuries sustained by reason of the defective condition of the sidewalk on the south side of 16th Street approximately 50 feet east of Bryant Street, by the payment of \$500 in full settlement of all claims of the said William Shubin and Pauline Shubin, said City Attorney is hereby authorized to settle said pending litigation by the payment of said sum of \$500.

Recommended and approved by the City Attorney.

Recommended and approved by the Department of Public Works.
Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

**Authorizing Release of Lien Filed re Old Age Security Aid—
Eugene McCorriston.**

(Series of 1939)

Resolution No. 2890, as follows:

Whereas, an instrument executed by Eugene McCorriston, a recipient of Old Age Security Aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said Eugene McCorriston; and

Whereas, said Eugene McCorriston on payment of the debt secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by said lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of said lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Land Purchases—Bernal Heights Boulevard.

(Series of 1939)

Resolution No. 2891, as follows:

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, accept a deed from Edward H. Johannsen, or the legal owner, to an undivided six-sevenths interest, in and to Lots 29, 30, 31, 32 and 33, Assessor's Block 5623, San Francisco, required for the Bernal Heights Boulevard, and that the sum of \$493 be paid for said interest from Appropriation No. 248.912.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works, Director of Property.
Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Description approved by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Easement Purchase—Third Street Widening.

(Series of 1939)

Resolution No. 2892, as follows:

Resolved, In accordance with the recommendaion of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, accept a deed from the Southern Pacific Company, a corporation, to an easement for the construction, maintenance and use of a public street over the following described parcels of land situated in the City and County of San Francisco, State of California, required for the widening of Third Street:

Parcel 1:

The westerly 20 feet of Lot 2, Assessor's Block 4245.

Parcel 2:

An undivided one-half interest over Lot 2-A, Assessor's Block 4501.

The sum of \$876 shall be paid for said easements from the money on deposit with the County Clerk, San Francisco Superior Court Case No. 308684.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works, Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Description approved by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Land Purchases—Stanley Street Parkway.

(Series of 1939)

Resolution No. 2893, as follows:

Resolved, In accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, accept a deed from John James Lewis, or the legal owner, to Lots 9 and 10, Assessor's Block 7136, San Francisco, required for the Stanley Street Parkway, and that the sum of \$1,200 be paid for said land from Appropriation No. 248.911.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works, Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Description approved by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Land Purchase—Bernal Heights Boulevard.

(Series of 1939)

Resolution No. 2894, as follows:

Resolved, in accordance with the recommendation of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, accept a deed from Marion D. Kearns, or the legal owner, to Lot 40, Assessor's Block 5629, San Francisco, required for the Bernal Heights Boulevard, and that the sum of \$101 be paid for said property from Appropriation No. 248.912.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works, Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Description approved by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Terminating Lease to Crystal Springs Public Golf Course, Inc.

(Series of 1939)

Resolution No. 2895, as follows:

Whereas, on August 1, 1938, the City and County of San Francisco, a municipal corporation, as Lessor, entered into a written lease with Thos. S. Nutton, which lease was assigned to Crystal Springs Public Golf Course, Inc., a corporation, as Lessee, of certain San Francisco Water Department land in San Mateo County, California, for a period of ten years pursuant to Resolution No. 4096, adopted by this Board on July 25, 1938, and approved by the Mayor on July 26, 1938; and

Whereas, the Lessee has failed to pay rental for more than fifteen days and has advised the San Francisco Water Department that it is unable to continue operating the Crystal Springs Golf Course on the basis of said lease due to war conditions, with consequent increases in operating costs and continuing decline in patronage; and

Whereas, said lease provides that if the Lessee shall fail to pay rent within fifteen days after the due date, then the City shall be entitled to cancel and terminate the lease immediately; and

Whereas, pursuant to Public Utilities Commission Resolution No. 5222, the Manager of Utilities has recommended to this Board that said lease be cancelled; now, therefore, be it

Resolved, That the City and County of San Francisco, a municipal corporation, as Lessor, does hereby cancel and terminate said lease as of August 31, 1942.

Recommended by the Manager of Utilities.

Approved as to form by the Assistant City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Approval of Warrants—Islais Creek Reclamation District.

(Series of 1939)

Resolution No. 2896, as follows:

Be it Resolved, That the following warrant of Islais Creek Reclamation District: No. 907, to Antonio Silvani-Louise Silvani for \$775.32, payable out of the funds of said District, be and the same are hereby approved; and that the President of the Board of Supervisors of the City and County of San Francisco, as Chairman of the Board of Supervisors thereof, and the Clerk of said Board be and they are hereby authorized and directed to sign and certify to the foregoing approval of said warrants on each of said warrants.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Passed for Second Reading.

Exchange of Land—St. Mary's Park.

(Series of 1939)

Bill No. 1883, Ordinance No. , as follows:

Authorizing conveyance of certain surplus city-owned land to the Roman Catholic Archbishop of San Francisco in exchange for certain other land required for a storm sewer.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property in lieu of sale is hereby authorized and directed to arrange for trading to the Roman Catholic Archbishop of San Francisco, a corporation sole, that certain real property hereinafter described as Parcel "A." in exchange for certain other land hereinafter described as Parcel "B." Said parcels are situated in the City and County of San Francisco, State of California, and are more particularly described as follows:

Parcel A:

"Beginning at the point of intersection of the southeasterly line of Mission Street with the southwesterly line of St. Mary's Park as per map recorded in Map Book J at pages 47 to 54 inclusive, Official Records of the City and County of San Francisco; thence running southeasterly along last named line 135.895 feet to the most southwesterly point of the property described in deed recorded in Book 1725 Official Records at page 357, last named point being also on the northwesterly line of the proposed Alemany Boulevard; thence running southwesterly, westerly and northwesterly along said line of Alemany Boulevard the following courses and distances, on the arc of a curve to the left, tangent to a line deflected 161° 02' 40" to the right from the preceding course, radius 1050 feet, central angle 4° 53' 22", a distance of 89.604 feet to a point of reverse curve; thence on the arc of a curve to the right, tangent to the preceding curve at the latter point, radius 50 feet, central angle 57° 28' 42", a distance of 50.159 feet; thence tangent to the preceding curve 19.651 feet to said line of Mission Street; thence at right angles northeasterly along last named line 21.257 feet to the point of beginning.

"Being a portion of Block 5 of the Map of College Home-

stead Association, recorded in Map Book 2A & B, page 63, Official Records."

Parcel B:

"All of Lot 43, Block 5842, as per map of St. Mary's Park recorded February 29, 1924 in Book "J" of Maps, pages 47 to 54 inclusive, Official Records of the City and County of San Francisco."

Section 2. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal in value to Parcel "B."

Section 3. The Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to the Roman Catholic Archbishop of San Francisco, a corporation sole. The Director of Property is hereby authorized and directed to deliver said deed to the grantee upon receipt of the necessary deed conveying Parcel "B" to the City and County of San Francisco and to accept and record the latter deed.

Recommended by the Director of Public Works and Director of Property.

Approved by the Chief Administrative Officer.

Form approved by the City Attorney.

Funds available by the Controller.

Description approved by City Engineer.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

An Ordinance Providing the Basis of Compensation for the Use by the City and County of Automobiles Privately Owned by Officers and Employees.

(Series of 1939)

Bill No. 1884, Ordinance No. , as follows:

An ordinance providing the basis of compensation for the use by the City and County of Automobiles privately owned by officers and employees.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Every officer and employee of the City and County of San Francisco who, with the approval of his department head, uses his privately owned automobile for the official business of said City and County shall be compensated for the actual number of miles so traveled at the rate or rates to be established hereunder by the Purchaser of Supplies.

The Purchaser of Supplies is hereby authorized and directed to establish mileage rates to be paid hereunder. The rates established by the Purchaser of Supplies shall be subject to the approval of the Chief Administrative Officer. The accounting to be rendered hereunder shall be as prescribed by the Controller.

It shall be unlawful for any officer or employee to be compensated for the use of his privately owned automobile for the official business of the City and County except in the manner herein provided.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Amending Ordinance Providing for the Bonding of Municipal Employees.

(Series of 1939)

Bill No. 1885, Ordinance No., as follows:

An amendment to Section 24, Ordinance No. 1058, covering the bonding of various employees of the Park Department of the City and County of San Francisco.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 24 of Ordinance No. 1058 (Series of 1939), which requires the bonding of various employees of the Park Department of the City and County of San Francisco, is hereby amended by adding the following employments in the amount of bond set opposite thereto:

Cooks (2), each.....	\$1,000
Foreman Recreational Activities.....	1,000

Section 2. The positions of one Cashier, one Tennis Court Supervisor, and one Yardman are hereby eliminated from Section 24 of Ordinance No. 1058 (Series of 1939), above mentioned, and no bond shall hereafter be required from the occupants of said positions.

Section 3. The cost of such bonds shall be paid from such funds as may be appropriated or set aside for the purpose.

Recommended by the Superintendent of Parks.

Approved by the Park Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Consideration Postponed.

Appropriating \$3,200, Civilian Defense, for Purchase of Four Automobiles; an Emergency Ordinance.

(Series of 1939)

Bill No. 1886, Ordinance No., as follows:

Appropriating the sum of \$3,200 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.400.79-12-1, to provide funds for the purchase of four used automobiles, of the sedan type, at an estimated cost of \$800 each, for the office of Civilian Defense (Auxiliary Police Service); an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$3,200 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.400.79-12-1, to provide funds for the purchase of four used automobiles, of the sedan type, at an estimated cost of \$800 each, for the office of Civilian Defense (Auxiliary Police Service).

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said

emergency being as follows: The Auxiliary Police Service is charged with important duties and responsibilities involving the welfare and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency, and that said sum herein appropriated is necessary for the efficient operation of said Auxiliary Police Service.

Recommended by the Director of Civilian Defense.

Approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Consideration postponed until Monday, September 28, 1942.

Consideration Postponed.

The following recommendation of Public Buildings, Lands and City Planning Committee was taken up:

Present: Supervisors Uhl, Gallagher, MacPhee.

San Francisco Housing Code.

(Series of 1939)

Bill No. 1894, Ordinance No. , as follows

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. This ordinance is known as the San Francisco Housing Code.

Section 2. It is the declared intention of this ordinance to provide for the enforcement of requirements for the protection, health, and safety of the public, and of the occupants of buildings, apartment houses, hotels, and dwellings.

Section 3. For the purpose of this ordinance, certain words are herewith defined:

(a) "*Apartment*" means a kitchen and one or more contiguous rooms, in an apartment house or dwelling occupied, or intended or designed for occupation by one family for living or sleeping purposes.

(b) "*Apartment house*" means any structure more than one story in height, or any portion of any such structure occupied, or designed, built, or rented for occupation by three or more families, each living in a separate apartment.

(c) "*Building*" means any structure or portion of any structure, including an apartment house, hotel or dwelling.

(d) "*City*" means the City and County of San Francisco.

(e) "*Dwelling*" means any structure, or any portion of a structure, other than an apartment house or hotel, used for living or sleeping purposes.

(f) "*Family*" means one person living alone, or a group of two or more persons, whether or not related to each other by birth, living together.

(g) "*Guest*" means any person who rents or occupies a room for sleeping purposes.

(h) "*Hotel*" means any structure or any portion of a structure, including any lodging house, rooming house, dormitory, turkish bath, bachelor hotel, studio hotel, guest house, public club, or private club containing six or more guest rooms, and

which is occupied, or is intended, or designed for occupation by six or more guests, whether rent is paid in money, goods, labor, or otherwise. It does not include any jail, hospital, asylum, sanitarium, orphanage, prison, detention, or other building in which human beings are housed and detained under legal restraint.

(i) "*Housing Department*" means the Department of Housing of the City and County of San Francisco.

(j) "*Lot*" means a parcel or area of land on which is situated a building, together with the yards, courts, and unoccupied spaces required for the building, and which is owned by, or is in the lawful possession of, the owner of the building.

(k) "*Nuisance*" includes:

- I. Any public nuisance known at common law, or in equity jurisprudence.
- II. Whatever is dangerous to human life, or is detrimental to health.
- III. Overcrowding a room with occupants.
- IV. Insufficient ventilation or light.
- V. Inadequate or insanitary plumbing or gas appliances or facilities.
- VI. Uncleanliness.
- VII. Violations of Chapter 26 of the State Housing Act; "Prohibited Room Uses."
- VIII. Violations of Chapter 27 of the State Housing Act; "Maintenance, Sanitation and Repair Generally."
- IX. Whatever renders air, food, or drink unwholesome, or detrimental to the health of human beings.
- X. Building unfit for human habitation or occupancy.

(l) "*Recorder*" means the Recorder of the City and County of San Francisco.

(m) "*State Housing Act*" means the State Housing Act of California, being Division XIII, Part 1, of the Health and Safety Code of California.

Section 4. Unless the context otherwise requires, the definitions set forth in the State Housing Act shall govern.

Section 5. The Chief Administrative Officer of the City, through his officers, deputies, or agents, shall administer and enforce all laws imposing any duty, power, or function upon the office or officers of the Housing Department of the City.

Section 6. General provisions shall apply to the maintenance, sanitation, ventilation, light, use or occupancy of buildings and the land on which they are situated, unless specific exceptions, or definite clauses, under various classes of uses and occupancies be made, in which case the said specific exceptions and definite clauses shall govern.

Section 7. This ordinance shall apply to all buildings or structures, with the parcel or area of land on which the building is situated, together with the yards, courts, vent shafts, and unoccupied spaces required by the State Housing Act, and building, health, safety, and planning ordinances and resolutions of the City, where the building, or structure is occupied, or intended, arranged, or designed, for occupation by one or more guests, or families.

Section 8. The Housing Department shall enforce within the City

all the provisions of the State Housing Act, and building, health, safety, and planning ordinances and resolutions of the City pertaining to the maintenance, sanitation, ventilation, light, use, or occupancy of buildings, and the lot upon which buildings are situated.

Section 9. The Abatement Board shall consist of the following:

- (a) Chief Administrative Officer, who shall act as Chairman of the Board.
- (b) Director of Public Health.
- (c) Director of Public Works.
- (d) Chief, Department of Electricity.
- (e) Chief Engineer, Fire Department.

The City Attorney shall serve as Counsel for the Abatement Board.

Section 10. It shall be the duty of the Chief of the Housing Department to accumulate all necessary data and evidence and present his findings to the Abatement Board on any and all buildings in which the action of the Abatement Board is required.

Section 11. The Bureau of Licenses of the Tax Collector's office shall daily segregate fees collected from apartment houses and hotels, and deposit them separately.

Section 12. A revolving fund or funds from the receipts of the apartment house and hotel license fees which are in excess of those required for Housing Department inspection services shall be maintained, for the purpose of providing for the advancement of costs incurred in the enforcement of the provisions of this ordinance, and into which shall be paid the receipts from the collection of costs or fines imposed in the enforcement of this ordinance.

Section 13. In the performance of his duties, any officer or inspector of the Housing Department may enter any and all buildings or the premises thereof.

Section 14. The owner, or authorized agent of any owner of any building, or premises may enter the building or premises whenever necessary to carry out instructions, or perform any work required to be done pursuant to this ordinance.

Section 15. No person authorized by this ordinance to enter buildings shall enter any dwelling between the hours of 6 o'clock P. M. of any day and 6 o'clock A. M. of the succeeding day, without the consent of the owner, or of the occupants of the dwelling, nor enter any dwelling in the absence of the occupants without a proper written order executed and issued by a court having jurisdiction to issue the order.

Section 16. If any building is constructed, altered, converted, or maintained in violation of any provision of, or of any order, or notice issued by the Housing Department pursuant to, this ordinance, or if a nuisance exists in any building or upon the lot on which it is situated, the Housing Department may institute any appropriate action or proceeding to prevent, restrain, correct, or abate the violation or nuisance.

Section 17. If any notice issued by the Housing Department is not complied with, the Housing Department may apply to the Abatement Board for an order authorizing it to remove any violation, or abate any nuisance specified in the notice.

Section 18. The Housing Department, when instituting any action, or proceeding pursuant to this ordinance, may, by verified complaint setting forth the facts, apply to the Board of Supervisors of the City and County of San Francisco for direction and authority to secure final judgment from the Superior Court or any judge of the Superior Court, granting the relief for which the action or proceeding is brought, until entry of a final judgment or order.

Section 19. The Superior Court, or any judge of the Superior Court, may make any order for which application is made pursuant to this ordinance.

Section 20. Neither the Housing Department, any of its officers or inspectors, nor the city is liable for costs in any action or proceeding that the Housing Department may commence pursuant to this ordinance.

Section 21. Except as otherwise specified in this ordinance, the procedure in any action or proceeding instituted pursuant to this ordinance shall be as set forth in the Charter or Ordinances or Resolutions of the city.

Section 22. The Housing Department, when instituting an action or proceeding pursuant to this ordinance, may record a notice of the pendency of the action or proceeding in the Recorder's office. The notice may be recorded at the time of the commencement of the action or proceeding, or at any time before final judgment or order. It has the same effect as the notice of pendency of action provided for in the Code of Civil Procedure.

Section 23. The Recorder, when a notice of pendency of action or proceeding is recorded, shall record and index it in the name of each person to be specified in a direction subscribed by an officer of the Housing Department instituting the action or proceeding.

Section 24. Any notice of pendency of action or proceeding may be vacated upon the order of a judge of the court in which the action or proceeding is pending. Upon presentation and recording of a certified copy of the order, the Recorder shall mark the notice and any record of the notice as canceled of record.

Section 25. In any action or proceeding brought pursuant to this ordinance, service of summons is sufficient if served in the manner provided in the Code of Civil Procedure.

Section 26. Every notice issued pursuant to this ordinance shall be served five days before the time for doing or refraining from doing the thing to which it pertains.

Section 27. The Housing Department shall order the correction of any violations of this ordinance, or abate any nuisance pertaining to apartment houses, hotels, and dwellings, together with the yards, courts, vent shafts, and unoccupied spaces required by law for the building, and which is owned by, or is in the lawful possession of the owner of the building.

Section 28. Except as otherwise permitted or required by this ordinance, any alteration, installation, or change in, including use and occupancy, or reconstruction of any building shall meet the requirements of the laws enforced by the Housing Department.

Section 29. Any building or structure not erected for use as an apartment house, hotel, or dwelling, which is converted to or altered for such use, shall conform to all the provisions of this ordinance affecting an apartment house, hotel, or dwelling as the case may be.

Section 30. Any building occupied, or designed for occupation by one or more guests, or families which is moved shall conform to all the regulations affecting any such building pertaining to:

- (a) Percentage of unoccupied area.
- (b) Heights.
- (c) The size of:
 - I. Outer courts.
 - II. Inner courts.
 - III. Yards.

Section 31. If it is reconstructed, any building which has been damaged to an extent in excess of 50 per cent of its physical proportions, shall conform to all the provisions of this ordinance.

Section 32. The Central Permit Bureau shall not issue a permit for the erection, construction, reconstruction, moving, conversion, or alteration of any building which is occupied, designed, intended, or arranged for occupation by one or more guests, or families, unless the permit has been approved by the Housing Department.

Section 33. The owner, or his agent, of any building erected, constructed, moved, altered, or reconstructed, which is occupied, designed, intended, or arranged for occupation by one or more guests, or families, shall obtain a permit of occupancy from the Housing Department. He shall file with the Central Permit Bureau a written application for the permit, together with any Certificate of final completion issued for the building.

Section 34. If the Housing Department finds that no violations of the State Housing Act, or of planning ordinances of the city have occurred since the issuance of the Certificate, the Central Permit Bureau shall issue a Permit to Occupy to him. The permit of occupancy is valid from the date of issue until revoked.

Section 35. The owner, lessee, or the agent of either, or other person in control of an apartment house or hotel shall file with the Housing Department a notice containing the following information:

- (a) Description of the property by street and number.
- (b) His name and address.
- (c) The name and address of the owner or lessee; or of an agent of either upon whom process may be served.
- (d) If an apartment house:
 - I. The number of apartments.
 - II. The number of rooms in each apartment.
 - III. The number of apartments on each floor.
 - IV. The use and occupancy of floors not used for living or sleeping purposes.
- (e) If an hotel:
 - I. The number of guest rooms.
 - II. The number of guest rooms on each floor.
 - III. The use and occupancy of floors not used for sleeping purposes.

Section 36. The owner, lessee, or other person in control of an hotel or an apartment house, excluding an apartment house occupied by four or less families, shall obtain from the Housing Department a Permit of Occupancy.

Section 37. The Housing Department shall issue a permit to him only after it finds that the building conforms to the requirements of the State Housing Act regarding maintenance, sanitation, ventilation, light, use and occupancy.

Section 38. If the Housing Department finds that no violations of the regulations have occurred, it shall issue a permit to him. Unless revoked, the Permit of Occupancy shall be valid for one year from date of issue.

Section 39. No person shall occupy or permit the occupancy of any apartment house or hotel for which a Permit of Occupancy is required, until the permit has been issued.

Section 40. Any apartment house, or hotel for which a Permit of Occupancy is required, which is occupied prior to the issuance of the permit, is an unlawful structure. The Housing Department may have

it vacated, and it shall not be occupied until the permit has been obtained.

Section 41. The issuance of a permit does not constitute approval of any violation of a provision of the State Housing Act, or of building, health, safety and planning ordinances or resolutions of the city.

Section 42. Any permit of occupancy issued by the Housing Department shall be recorded, and the record shall remain on file with the Housing Department.

Section 43. Every complaint of a violation or nuisance pertaining to this ordinance shall be recorded in duplicate, consecutively numbered, and the copy filed in the proper index of the Housing Department.

Section 44. The inspector charged with the investigation of a complaint of a violation or nuisance shall within ten days determine the fact or facts of compliance with or violation of this ordinance, or the existence of a nuisance.

Section 45. The inspector finding a violation of this ordinance or an existing nuisance shall institute proceedings pursuant to this ordinance to prevent, restrain, correct, or abate the violation or nuisance.

Section 46. A violation or nuisance not corrected, abated or removed after thirty days shall be reported to the Chief of the Housing Department.

Section 47. The Chief of the Housing Department receiving a report of a violation or nuisance shall secure or institute actions or proceedings pursuant to this ordinance to prevent, restrain, correct, remove, or abate the violation or nuisance.

Section 48. The Housing Department proceeding to abate a nuisance before the Abatement Board shall give a notice, in the manner prescribed. The notice shall be headed "NOTICE TO ABATE NUISANCE" in letters at least $\frac{3}{4}$ -inch high, substantially in the manner prescribed in the State Housing Act, and shall direct the owner of the building to appear before the Abatement Board at a stated time and place and show cause why the building should not be condemned as a nuisance, and the nuisance abated.

Section 49. The Housing Department, in giving the required notice, shall post conspicuously at least one copy of the notice on the building alleged to be unfit, and shall send another copy by registered mail, postage prepaid, return receipt requested, to the person owning the land on which the building is located, as such person's name and address are known to the clerk of the Abatement Board, and to any mortgagee or beneficiary under any deed of trust, of record, at the last known address of such mortgagee or beneficiary, and if such address is unknown to the Housing Department, then said fact shall be stated in the copy of notice so mailed, and it shall be addressed to him at the street address of the building.

Section 50. The Housing Department shall file an affidavit with the clerk of the Abatement Board certifying to the time and the manner in which such notice was given, together with any receipt card which may have been returned to it in acknowledgment of the receipt of such notice by registered mail. The failure of any owner or other person to receive such notice shall not affect in any manner the validity of any proceedings taken hereunder.

Section 51. The Abatement Board, at the time fixed in the "NOTICE TO ABATE NUISANCE," shall proceed to hear the testimony of the Chief of the Housing Department, and the testimony of the owner or his representatives, if present, and other competent persons who may be present and desire to testify respecting the condition of the building, the estimated cost of its reconstruction, repair or removal, and any other matter which the Abatement Board may deem pertinent thereto.

Section 52. The Abatement Board, finding a building to be a nuisance, shall declare its findings by resolution and direct the owner to abate the nuisance within thirty days after the date of posting on the premises a notice of the passage of the resolution, by properly reconstructing or repairing the building, or by having the building razed or removed.

Section 53. The Abatement Board shall notify the owner of a building which has been declared to be a nuisance that if said nuisance is not abated, said building will be razed or removed by the Housing Department, and the expense thereof made a lien on the lot or parcel of land upon which the building is located.

Section 54. The owner of a building encumbered by a mortgage or deed of trust, of record, not having complied with the order of the Abatement Board on or before the expiration of thirty days after the posting of the notice of the passage of the resolution, the mortgagee or beneficiary under such deed of trust may within fifteen days after the expiration of said thirty-day period, comply with the requirements of the Abatement Board.

Section 55. The costs to a mortgagee or beneficiary shall be added to and become a part of the lien secured by the mortgage or deed of trust, and shall be payable at the same time and in the same manner as may be prescribed in the mortgage or deed of trust for the payment of any taxes advanced or paid by the mortgagee or beneficiary for and on behalf of the owner.

Section 56. Any owner or other interested person having any objections, or feeling aggrieved at any proceedings taken by the Abatement Board in ordering abatement of any nuisance, must bring an action in a court of competent jurisdiction within thirty days after the date of posting on said premises a notice of the passage of the resolution, otherwise all objections will be deemed to have been waived.

Section 57. The Housing Department, within sixty days after the passage of any resolution directing the abatement of a nuisance, shall post a copy thereof conspicuously on the building so declared to be a nuisance, and mail another copy to the person owning the land upon which the building is located, and a copy shall be mailed to each mortgagee or beneficiary under any deed of trust, of record, in the manner prescribed.

Section 58. The Abatement Board may grant any extension of time to abate the nuisance that it may deem justifiable upon good cause therefor being shown.

Section 59. The Housing Department shall apply to the Board of Supervisors of the City and County of San Francisco for an order from the Superior Court to abate the nuisance, after the posting of the copies of the resolution of the Abatement Board declaring the building to be a nuisance, unless the nuisance is abated by the owner or other person within the 45-day period or any extension thereof granted by the Abatement Board pursuant to this ordinance.

Section 60. The Housing Department, having acquired jurisdiction to abate a nuisance, may raze and remove the building so declared to constitute a nuisance, or have the same done under its direction and supervision.

Section 61. The building materials contained in a building razed or removed by the Housing Department shall be sold by the Abatement Board at public sale to the highest responsible bidder, either before or after the building has been razed or removed.

Section 62. The Housing Department shall keep an itemized account of the expenses involved in the razing or removing of any such building, and shall deduct therefrom the amount received from the sale of the building materials.

Section 63. The Housing Department shall post conspicuously on

the property from which the building was razed or removed a statement verified by the Chief of the Housing Department showing the gross and net expense of the razing or removing of such building, together with a notice of the time and place when and where the statement of expense shall be submitted to the Abatement Board for approval and confirmation.

Section 64. The Housing Department shall mail a copy of the statement of expense and notice in the manner prescribed, to any property owner liable to be assessed for the cost of such work, and any other interested persons. The time for submitting the statement of expense to the Abatement Board for confirmation shall be not less than five days from the date of posting and mailing.

Section 65. The Abatement Board, at the time fixed for the hearing of the statement of expense, shall consider the statement, together with any objections or protests which may be raised by any property owners liable to be assessed for the doing of the work, or by any other interested person.

Section 66. The Abatement Board may make such revision, correction or modification in the statement as it may deem just.

Section 67. The Abatement Board shall confirm, by motion or resolution, the statement of expense, as revised, corrected or modified.

Section 68. The Abatement Board's decisions on the statement of expense, and on all protests and objections which may be made shall be final and conclusive.

Section 69. The Abatement Board may adjourn its hearings from time to time.

Section 70. In the event that the cost of razing or removing a nuisance exceeds the proceeds received from the sale of the building materials, then the amount of the net expense of abating the nuisance, if not paid within five days after the decision of the Abatement Board on the statement of expense, shall constitute a lien on the real property upon which the building was razed or removed, which shall continue until the amount thereof has been paid, or discharged of record, together with interest thereon at the rate of 6 per cent per annum, computed from the date of confirmation of the statement of expense. The lien shall be upon a parity with the liens of State, County and municipal taxes.

Section 71. In the event of nonpayment of the costs of razing or removing a building, the Abatement Board shall, within sixty days after its decision on the statement of expense, cause to be filed in the office of the Recorder a certificate of lien, substantially in the manner prescribed in the State Housing Act.

Section 72. From and after the date of the recording of the notice of lien all persons shall be deemed to have had notice of the contents thereof. The statute of limitations shall not run against the right of the Housing Department to enforce the payment of the lien.

Section 73. Any amount received from the sale of materials in excess of the expense of razing or removing a building shall be deposited with the Treasurer of the City and County of San Francisco to the credit of the owner of the property, or other person legally entitled thereto.

Section 74. The Treasurer of the City and County of San Francisco shall pay such excess to the owner or other person upon producing evidence of ownership satisfactory to the Treasurer.

Section 75. Sections 596 to 600, inclusive, of Chapter V, Part II, of the Municipal Code, are hereby expressly repealed.

Section 76. The Housing Department shall index the notices, records, or other data required to be filed with it pursuant to this ordinance so that all of those relating to a particular building will be

indexed together and readily ascertainable. The indices are public records, and shall be open to public inspection during business hours.

Section 77. It is unlawful for any person to violate, or cause or permit another person to violate, any provision of this ordinance.

Section 78. Any person who violates any of the provisions of this ordinance is guilty of a misdemeanor. In addition to the punishment provided by law, he is liable for all such costs, expense, and disbursements paid, or incurred by the Housing Department, or any of its officers, inspectors or employees, in the prosecution of the violation as shall be fixed by the court in which the violation is prosecuted.

Section 79. A certified copy of every judgment imposing a fine upon an owner of any building for a violation of this ordinance pertaining to the building shall, upon the entry of judgment, be recorded forthwith by the Housing Department in the office of the Recorder. The Recorder shall index it immediately upon receiving it in the index of mechanics' liens. The fine is a lien upon the building from the time certified copy of the judgment is filed in the office of the Recorder, subject only to taxes, assessments, and to mortgage and mechanics' liens existing prior to the filing.

Approved as to form by the City Attorney.

Consideration postponed until Monday, September 28, 1942.

Consideration Postponed.

The following, from the Joint Public Health and Judiciary Committee, without recommendation, was taken up:

Present: Supervisors Shannon, Roncovieri.

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, Relating to Nursing Homes.

(Series of 1939)

Bill No. 1848, Ordinance No., as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. **Establishment and Maintenance of Nursing Homes.** No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. **Definitions.** For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed "[]"

b. **Permits.** The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter established; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, **[and in addition thereto the property owners of all**

property within 200 feet of the exterior boundary lines of the applicant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property] and in addition thereto a notice of the hearing under Section 22 shall be sent to the occupants at all addresses on each side of the street within 100 feet on each side of the street address of the location of the proposed nursing home and the list of the said street addresses and, when possible the names of the occupants thereof, and the owners thereof, shall be furnished by the applicant to the Department of Public Health, and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disapproval of the application may be predicated upon such grounds. The Department of Public Health shall issue a permit to each nursing home existing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. **Types of Buildings.** No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than [five (5)] eight (8) inmates. Any such nursing home hereafter established, and having accommodations for not more than [five (5)] eight (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than [five (5)] eight (8) inmates are housed in a nursing home the building shall be of Class A or B construction.

d. **Registers.** The holder of a permit shall keep a register, in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. **Transfer of Permits.** No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. **Inspection.** The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said

nursing homes and to inspect the permit and register thereof and to require compliance with this section.

Consideration postponed until Monday, September 28, 1942.

Consideration Postponed.

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code Pertaining to Definitions by Amending the Portion Thereof Relating to Hospitals and Sanitariums.

(Series of 1939)

Bill No. 1873, Ordinance No., as follows:

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code pertaining to definitions by amending the portion thereof relating to hospitals and sanitariums.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code relating to definition of hospitals and sanitariums is hereby amended to read as follows:

Section 30. Definitions. **Alterations** means any change or addition.

Basement means a lower story of which a part, but less than one-half ($\frac{1}{2}$) is below the level of the curb line of the street or of the general level of the ground.

Bearing wall means any wall carrying all or part of the interior load of a building.

Building or structure means any construction the arrangement of which may affect the health, safety or general welfare of man or animals.

Cellar means a lower story of which one-half ($\frac{1}{2}$) or more is below the level of the curb line of the street, or streets, on which it faces, or of the general level of the ground.

Corner lot means a lot situated at the corner of two (2) streets or street and a public alley not less than sixteen (16) feet in width.

Court means an open, unoccupied space other than a yard on the same lot as the building. A court extending to the yard of street is an outer court. A court surrounded on all sides by a building on the same lot is an inner court. A court extending to the lot line is a lot line court.

Curtain wall means any wall supported at intervals on the frame of a building or a wall which is self-supporting only on the exterior of a building.

Dead load means the weight of the walls, floors, etc., of a building, including all permanent construction.

Division wall means any wall other than an exterior wall, or a party wall, which extends the full height of a building and through the roof, and such walls shall be constructed in all respects as provided for party walls. Such walls may be bearing walls or self-supporting only.

Dwelling means a building which shall be intended or designed for or used as the home or residence of not more than two (2) separate and distinct families or households, and in which not more than fifteen (15) rooms shall be used for the accommodation of boarders, and no part of which structure is used as a store or for any business purpose. Two (2) or more such dwellings may be connected on each story and used for boarding purposes, provided the halls and stairs of each house shall be left unaltered and kept open and in use as such.

Exterior wall means every outer wall or vertical enclosure of a building.

Fire wall means all walls built for the purpose of fire resistance, and also applies to that portion of walls above roof surface.

Flats means a building of two (2) or more stories containing separate self-contained dwellings, each dwelling having an independent entrance on the level of the street or from an outside vestibule on the level of the first floor.

Girders in floor construction means all beams that are used for the support of other beams.

Hard terra cotta fireproofing means all clay fireproofing material that is manufactured without sawdust.

Note: Matter cancelled is bracketed "[]" and set in bold face.

Hospital or sanitarium means a building used for the keeping and care of sick, invalids and infirm people, and having accommodation for more than **[five (5)] eight (8)** such people.

Hotel means a building or part thereof intended, designed or used for supplying food and shelter to residents or guests and having a general public dining room or cafe, or both, and containing more than fifteen (15) guests' rooms.

Live load means all weights in a building other than dead loads. Such loads shall include temporary construction, furniture and people.

Lodging house means a building containing more than fifteen (15) rooms in which persons are or may be accommodated with sleeping apartments for hire, by the day, week or month.

Masonry means brick, stone, interlocking hollow tiles, concrete or reinforced concrete construction.

Office building means a building divided into rooms intended and used for office purposes, and no part of which shall be used for living purposes, except by the janitor and his family.

Partition wall means any interior wall other than a division wall.

Party wall means a wall used, or built to be used, in common by two or more buildings.

Portable steam or hot water radiators, wherein gas or electricity is used for producing heat, means any gas or electrically heated heating device, constructed and equipped as required in Section 1493 of Article 45 of this Chapter, wherein self-contained, tightly-enclosed water is used to radiate heat.

Reinforced concrete construction means all rock or gravel concrete used in the construction of posts, beams, lintels, girders, arches, walls and floors in which are strengthened by iron or steel mesh, wires, cables, bars or shapes embedded in the concrete in such a manner that the two (2) materials act in unison in resisting stresses due to external loads, the steel resisting all tension stresses and assisting in the resistance of shearing stresses.

Repairs means the reconstruction or renewal of any existing part of a building, or of its fixtures or appurtenances by which the strength or the fire risk is not affected or modified.

Retaining wall means all walls constructed for the purpose of holding back or supporting earth.

Semi-porous terra cotta fireproofing means all clay fireproof material having fifty (50%) per cent sawdust measured by volume, mixed with fifty (50%) per cent clay.

Shaft means any open space other than a court, extending through the building for two (2) or more stories, exterior or interior, whether for light, air, elevator, dumb-waiter or any other purposes. A vent shaft is one used solely to ventilate or light, or both, a watercloset compartment or bathroom.

Stair hall means the stairs, stair landings, hallways or passages through which it is customary to pass in going from the entrance to the roof.

Steel frame construction means every metal frame used for the support of a building. The term "steel frame" shall include all the cast and wrought iron, as well as steel, used in the construction.

Story means (for the calculation of the thickness of foundation and size of studding) the vertical distance from floor to ceiling. The minimum height of a story shall be seven and one-half (7½) feet.

Tenement house or apartment house means any building coming within the definition of a tenement house as defined in the State Housing Act.

Terra cotta, when used alone, shall apply to the hand-molded, baked clay material used for architectural decoration and construction of walls.

Theatre means a building which contains seats for the public, and to which an admission fee is charged, and in which movable scenery is used.

Thickness of wall means the minimum thickness of such wall measured between any two (2) floors, or between floor and ceiling or roof.

Ton means two thousand (2,000) pounds.

Warehouse means a building used exclusively for the storage of merchandise.

Yard means an open, unoccupied space on the same lot as the house, between the extreme rear line of the house and the rear line of the lot.

Consideration postponed until Monday, September 28, 1942.

Adopted.

The following recommendations of Streets Committee were taken up:

Present: Supervisors Meyer, Mead.

Approving Map Showing the Widening of Melrose Avenue From Genesee Street Westerly and Kenyon Avenue at Foerster Street and Easterly and Dedicating Parcels One, Two, Three and Four for Public Street Purposes.

(Series of 1939)

Resolution No. 2897, as follows:

Resolved, That the certain map entitled, "Map showing the widening of Melrose Avenue from Genesee Street westerly and Kenyon Avenue at Foerster Street and easterly," composed of one sheet, approved the second day of September, 1942, by Director of Public Works Order No. 18506, be and the same is hereby approved and made official, and parcels one, two, three and four, shown hatched thereon, previously accepted by Resolution No. 35511 (new series), approved December 21, 1931, and Resolution No. 96, approved March 22, 1932, are declared to be open public streets, dedicated to public use, to be known by the names as shown thereon.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shaanon—5.

Passed for Second Reading.

Accepting Roadway of Intersection of Topeka Avenue and
Newhall Street.

(Series of 1939)

Bill No. 1887, Ordinance No., as follows:

Providing for acceptance of the roadway of the intersection of Topeka Avenue and Newhall Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

The intersection of Topeka Avenue and Newhall Street,
including the curbs.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Consideration Postponed.

The following, from Streets Committee, without recommendation, was taken up:

Present: Supervisors Meyer, Mead.

Drifting Sand Ordinance.

(Series of 1939)

Bill No. 1888, Ordinance No., as follows:

An ordinance amending the San Francisco Municipal Code, Part II, Chapter X, Article 15, by amending Sections 728, 729 and 730 thereof, and by adding Sections 727, 731, 732, 733 and 734 thereto; making it unlawful for the owner of any property to permit sand or dirt to drift from said property on to any public street and designating such sand or dirt drifting on public streets a nuisance and providing for the abatement of said nuisance by the owner or by the Director of Public Works after due notice and providing for the assessment of the property for the cost of such abatement.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part II, Chapter X, Article 15 of the San Francisco Municipal Code, is hereby amended by amending Sections 728, 729 and 730 thereof, and by adding Sections 727, 731, 732, 733 and 734 thereto, to read as follows:

Section 727. **Drifting or Blowing of Sand or Dirt Declared to Be a Public Nuisance.** Sand or dirt drifting or being blown upon streets or sidewalks within the City and County of San Francisco is hereby declared to be a menace to pedestrians and vehicular traffic and a public nuisance.

Section 728. Report to Supervisors—Resolution Declaring Nuisance. Whenever sand or dirt is found to be drifting or blowing upon any street or sidewalk in the City and County of San Francisco, the Director of Public Works shall cause a survey to be made of surrounding property to determine the immediate source of such sand or dirt and what preventive measures should be taken and report the same to the Board of Supervisors. The Board of Supervisors may then, by resolution, declare such blowing or drifting sand or dirt to be a public nuisance and said resolution shall refer to the street by the name under which it is commonly known, and describe the property from which or in front of which the said sand or dirt is blown or drifted by giving the lot and block number or numbers of the same according to the Assessor's block book, and no other description of such property shall be required. Any number of streets, sidewalks or pieces of property may be included in one and the same resolution.

Section 729. Notice to Plant Cover Crops or Take Other Measures to Effectively Prevent Sand or Dirt Blowing or Drifting from Private Property—Posting—Form—Time. After the passage of said resolution the Director of Public Works shall cause to be conspicuously posted in front of the offending property, at not more than one hundred feet apart, notices entitled "Notice to Abate a Nuisance." Such title to be in words not less than one (1) inch in height and substantially in the following form:

Notice to Abate a Nuisance.

Notice is hereby given that on the day of, 19...., the Board of Supervisors of the City and County of San Francisco passed a resolution declaring that sand or dirt was drifting or blowing upon the street or sidewalk in front of the property on Street, in said City and County of San Francisco, and more particularly described in such resolution, and that the same constitutes a public nuisance which must be abated by plant of cover crops on such property or by other means which will effectively prevent sand from drifting or blowing from said property, otherwise effective measures will be taken by the municipal authorities to abate the nuisance, in which case the cost of such measures shall be assessed upon the lots and lands upon which such measures are taken, and such costs will constitute a lien upon such lots or land until paid. Reference is hereby made to said Resolution for further particulars.

All property owners having any objections to the proposed measures to abate said nuisance are hereby notified to attend a meeting of the Board of Supervisors of said City and County of San Francisco to be held on the day of, 19..., when their objections will be heard and given due consideration.

Dated this day of, 19....

.....

Director of Public Works

Said notice shall be posted at least five (5) days prior to the time for hearing objections by the Board of Supervisors of the City and County of San Francisco.

Section 730. Hearing—Objection—Decision. At the time stated in the notices, the Board of Supervisors of the City and County of San Francisco shall hear and consider all objections or protests, if any, to the proposed measures to be taken to prevent sand or dirt blowing or drifting from the named lots and lands, and may continue the hearing from time to time. Upon the conclusion of said hearing,

the Board of Supervisors, by motion or resolution shall allow or overrule any or all objections, whereupon the Board of Supervisors shall be deemed to have acquired jurisdiction to proceed and perform the work of planting cover crops necessary to prevent sand or dirt from drifting or blowing from said property or properties, and the decision of the said Board on the matter shall be deemed final and conclusive.

Section 731. Resolution Ordering Abatement — Owners May Take Necessary Action to Abate. After final action has been taken by the Board of Supervisors on the disposition of any protests or objections, or in case no protests or objections have been received, the Board of Supervisors of the City and County of San Francisco, by motion or resolution shall order the Director of Public Works to abate said nuisance by planting cover crops, and the said Director of Public Works is hereby expressly authorized to enter upon private property for that purpose.

Any property owner shall have the right to take any action which will effectively prevent the blowing or drifting of sand or dirt from his property provided that such measures are at his own expense and that the same is done prior to the arrival of the Director of Public Works to do the same.

Section 732. Cost—Report to Supervisors—Submission. The Director of Public Works shall keep an account of the cost of abating such a nuisance on each separate lot or parcel of land where the work is done by the Department of Public Works, and shall render an itemized report in writing to the Board of Supervisors of the City and County of San Francisco showing the cost of work performed on each separate lot or parcel; provided, that before said report is submitted to said Board of Supervisors, a copy of the same shall be posted for at least three (3) days prior thereto in a conspicuous place in the City Hall of said City and County of San Francisco, together with a notice of the time when said report shall be submitted to the Board of Supervisors for confirmation.

Section 733. Hearing of Report—Objections—Decision—Special Assessment. At the time fixed for receiving and considering said report, the Board of Supervisors shall hear the same, together with any objections which may be raised by any of the property owners liable to be assessed for the work of abating said nuisance and thereupon make such modifications in the report as they deem necessary, after which by motion or resolution said report shall be confirmed. The amounts of costs for abating such nuisance upon the various parcels of land mentioned in said report shall constitute special assessments against the respective parcels of land and as thus made and confirmed shall constitute a lien on said property for the amount of such assessments, respectively. After confirmation of said report, a copy shall be turned over to the Assessor and the Tax Collector of the City and County of San Francisco, whereupon it shall be the duty of said officers to add the amounts of the special assessment on the respective lots and parcels of land to the tax roll for municipal purposes, and thereafter said amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and the same procedure upon foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

Section 734. A fund shall be provided to cover the cost of abatement of any such nuisance in the City and County of San Francisco, said fund to be a revolving fund and to be replenished from the moneys collected as the result of the special assessments provided for herein.

Consideration postponed until Monday, October 5, 1942.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.**

In Memoriam—Alvin D. Wilder.

(Series of 1939)

Supervisor Brown presented:

Resolution No. 2898, as follows:

Whereas, the Almighty has summoned to eternal peace, Alvin D. Wilder, Director of Public Works for the City and County of San Francisco; and

Whereas, San Francisco owes a debt of gratitude to Mr. Wilder for the many valuable public projects completed under his direction, which will remain as monuments to his memory; and

Whereas, Mr. Wilder was a man of simple dignity and unassuming mien whose high character and integrity gained the respect and admiration of all who knew him, and whose passing leaves his family and host of friends with grieving hearts; and

Whereas, Mr. Wilder, a native Californian, was graduated from the University of California as a civil engineer, and, after practicing his profession in the United States, Canada and Hawaii, successively held posts as California Director for the Federal Public Works Administration, and Executive Director of the San Francisco Housing Authority before accepting the appointment as Director of Public Works for the City and County; now, therefore, be it

Resolved, That this Board of Supervisors notes with sincere regret the passing of Alvin D. Wilder, and takes this opportunity to convey expressions of profound sympathy to his bereaved widow and family; and be it

Further Resolved, That when this Board adjourns its meeting this day, it does so out of respect to the memory of the late Alvin D. Wilder; and the Clerk is hereby directed to forward to the widow and family of Mr. Wilder a suitably engrossed copy of this resolution.

Unanimously adopted by rising vote.

Requesting His Honor the Mayor to Declare October 4th as San Francisco Day and to Appoint a Committee to Consider Plans for an Annual Festival, Beginning October 4, 1943, on San Francisco Day.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. 2899, as follows:

Whereas, at the present time no day in the year is celebrated as San Francisco Day, although many American cities have annual celebrations unique to each of those cities; and

Whereas, October 4th is the feast of St. Francis of Assisi, the patron saint of San Francisco; and

Whereas, St. Francis of Assisi is revered by all creeds because of his kindness and humanitarianism; now, therefore, be it

Resolved, That his Honor the Mayor is hereby respectfully requested to declare October 4th as San Francisco Day and to appoint a committee, including officials of the San Francisco Convention and Tourist Bureau and Californians, Inc., to consider plans for an annual festival, beginning October 4, 1943, on San Francisco Day on the order of the

Portola celebrations which made San Francisco famous, the Mardi Gras in New Orleans and the Ak-sar-ben in Omaha, Nebraska.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Registrar of Voters Authorized to Include With Sample Ballots, Arguments in Favor of Charter Amendments to Be Voted Upon at Election of November 3, 1942.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2900, as follows:

Resolved, That, pursuant to Section 183 of the Charter, the Registrar of Voters be and is hereby authorized to include with the sample ballots to be mailed to the voters for the general election, November 3, 1942, printed arguments in favor of proposed Charter Amendments to be voted upon at said election.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Passed for Second Reading.

Supervisor MacPhee presented, with Finance Committee recommendation:

Authorizing a Supplemental Appropriation of \$92,360, From the Unappropriated Balance of Funds, Municipal Railway, to Meet the Increased Demands for Service.

(Series of 1939)

Bill No. 1889, Ordinance No., as follows:

Authorizing a supplemental appropriation of \$92,360, from the Unappropriated Balance of Funds, Municipal Railway, to meet the increased demands for service.

Be it ordained by the People of the City and County of San Francisco, as follows, to-wit:

Section 1. The sum of \$92,360 is hereby appropriated from the Unappropriated Balance of Funds, Municipal Railway, to the credit of the following appropriations:

265-130-00—Wages	\$66,000
265-135-00—Sick Leave	660
265-200-00—Contractual Services	5,000
265-231-00—Power	10,800
265-300-00—Materials and Supplies.....	6,600
265-860-00—Pension Contributions	3,300

Section 2. This appropriation is necessary due to large increase in travel, and also the expected further increase due to gasoline rationing, and the paying of penalty overtime due to shortage of labor. It is therefore necessary to provide for additional employment, additional contractual services, additional power, materials and supplies in order to meet the increased demands for service to be provided by the Municipal Railway.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds by the Controller.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

In Memoriam, Congressman Frank H. Buck.

Supervisor Brown moved that the Clerk be directed to extend the sympathy of the Board to the family of the late Congressman Frank H. Buck.

Motion unanimously adopted by rising vote.

San Francisco's Representation at the Convention of the California League of Cities.

Supervisor Brown called attention to an article in the San Francisco Examiner of September 21, reporting that so many members of the Board were to attend a convention in Los Angeles that it was doubtful whether there would be a quorum present to conduct the regular Board meeting. He believed the public should be informed that attendance at the conventions of the California League of Cities is something that the City and County of San Francisco has always maintained, and that great good has been derived from San Francisco's membership in the League. There has been too little done in the past in the way of creating good will with our other counties.

Supervisor Meyer announced also that ways and means of having the United States Government pay taxes on property its takes over are to be considered. If such move is successful, the cost of San Francisco's representation at the convention will be nothing compared with what will be saved to the City and County.

Appointment of Trustees, San Francisco War Memorial.

The Clerk presented and read communication from his Honor the Mayor, announcing appointments to membership on the Board of Trustees, San Francisco War Memorial, as follows: Mr. Felix S. McGinnis, vice Mr. Frederick J. Koster, resigned; Mr. Charles B. Kleupfer, vice Ramsay Moran, resigned.

Adopted.

Whereupon, Supervisor MacPhee presented resolutions, as follows, confirming the above mentioned appointments:

Confirming Appointment of Felix S. McGinnis Member of the Board of Trustees of the War Memorial.

(Series of 1939)

Resolution No. 2901, as follows:

Whereas, his Honor the Mayor has appointed Felix S. McGinnis a member of the Board of Trustees of the War Memorial, vice Frederick J. Koster, resigned; now, therefore, be it

Resolved, That the appointment of his Honor the Mayor be and it is hereby confirmed.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

**Confirming Appointment of Chas. B. Kleupfer, Member Board of
Trustees of the War Memorial.**

(Series of 1939)

Resolution No. 2902, as follows:

Whereas, his Honor the Mayor has appointed Chas. B. Kleupfer a member of the Board of Trustees of the War Memorial, vice Ramsay Moran, resigned, for the unexpired term of his office ending January 2, 1945; now, therefore, be it

Resolved, That the appointment of his Honor the Mayor be and it is hereby confirmed.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

**Extending Best Wishes to Clyde Edmondson, General Manager of
the Redwood Empire Association, on His Entry Into the United
States Armed Forces.**

(Series of 1939)

Supervisor Uhl presented:

Resolution No. 2903, as follows:

Whereas, Clyde Edmondson, General Manager of the Redwood Empire Association, has been sworn in as Lieutenant (j.g.), U. S. N. R., and will shortly report to the Navy for training and active duty; and

Whereas, the splendid work done by Clyde Edmondson in publicizing the attractions of Northern California and Southern Oregon has redounded to the immeasurable benefit of said regions, and the friendliness, capability, and admirable personality of Mr. Edmondson has gained for him the affection and esteem of all who have been associated with him in his endeavors; now, therefore, be it

Resolved, That this Board of Supervisors does hereby extend to Clyde Edmondson its heartiest congratulations on his induction into the armed services of the United States, its sincere thanks for a job well done in the interests of the Redwood Empire Association, and its warm hope that upon the termination of the war, Mr. Edmondson will resume his duties with all the vigor and ability he has manifested in the past.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Tabled.

From Joint Finance and Public Utilities Committee, without recommendation.

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

**Authorizing Public Utilities Commission to Enter Into Lease With
Market Street Railway Company for Acquisition of Its Transportation
Facilities, With an Option to Purchase.**

(Series of 1939)

Bill No. 1741, Ordinance No. , as follows:

Authorizing Public Utilities Commission to enter into lease with Market Street Railway Company for acquisition of its transportation facilities, with an option to purchase.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Pursuant to Resolution No. 5076 of the Public Utilities Commission, adopted May 25, 1942, the said Commission is hereby authorized and directed to enter into a lease with the Market Street Railway Company which lease shall, among other things, provide for the acquiring of the use of all the operating properties of the said company, including, but not limiting the same to lands, rights of way, street cars, buses, tracks, trolleys, carbarns, power lines, transmission lines, underground conduits, and all appurtenances and other properties required in the operation of the Market Street Railway Company transportation system in the City and County of San Francisco and in the County of San Mateo.

Section 2. Said lease shall further provide that the term thereof shall be for a period not to exceed seven years, at annual rentals to be agreed upon, which total rentals shall not exceed, for the period stated, the sum of \$11,535,000, and which lease shall provide that the City shall have the option at any time within the term of the lease to have the rentals paid for the use of the properties apply as payment for the purchase price of the said transportation system.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until June 22, 1942.

June 22, 1942—Consideration continued until July 6, 1942.

July 6, 1942—Consideration continued until July 20, 1942.

July 20, 1942—Consideration continued until August 3, 1942.

August 3, 1942—Consideration continued until August 17, 1942.

August 17, 1942—Consideration continued until August 31, 1942.

August 31, 1942—Consideration continued until September 8, 1942.

Note: Pursuant to motion made by Supervisor Green on July 20, 1942, the above matter is to be considered by the Board of Supervisors sitting as a Committee of the Whole.

Note: Motion to table, made by Supervisor MacPhee at meeting held August 31, 1942, pending.

The foregoing bill was, on motion by Supervisor MacPhee, taken up and *tabled* by the following vote:

Ayes: Supervisors Brown, Gallagher, MacPhee, Meyer, O'Gara, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Roncovieri, Shannon—5.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From his Honor the Mayor, notifying the Board that he is holding resolution directing the Clerk to call for proposals for the purchase of \$7,950,000 revenue bonds for the acquisition of Market Street Railway Company, pending outcome of meeting between members of the Board and committee of investment brokers.

Filed.

From Central Council of Civic Clubs, commenting on proposed legislation amending nursing home regulations.

To be considered along with consideration of proposed legislation.

From Association of California Executives of Public Welfare, inviting attendance at meeting to be held in Fresno, October 3, 1942.

Referred to Public Health and Welfare Committee.

From his Honor the Mayor, transmitting correspondence from U. S. Conference of Mayors regarding taxation of future issues of municipal securities.

Referred to Finance Committee.

From Win-the-War Committee, thanking Board for cooperation in making the San Francisco War Show a success by temporarily closing portion of Post Street.

Filed.

From Pacific Wool Growers, thanking Board for cooperation in making annual wool auction held in San Francisco a success.

Filed.

From Senator Hiram Johnson, acknowledging receipt of resolution regarding limitation of free toll privilege on Golden Gate Bridge.

Filed.

From Senator Hiram Johnson, acknowledging receipt of resolution regarding proposal for Federal taxation of Municipal bond obligations.

Referred to Finance Committee.

From Los Angeles Chamber of Commerce, regarding Conference of the League of California Cities to be held September 21-24, 1942.

Filed.

From George V. Mulligan, and presented by Supervisor MacPhee, regarding acquisition of Market Street Railway Company.

Referred to Manager of Utilities.

ADJOURNMENT.

There being no further business, the Board, at the hour of 2:50 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors October 5, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, September 28, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco





JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, SEPTEMBER 28, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, September 28, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present: Supervisors Colman, Gallagher, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Green, Meyer—3.

Quorum present.

President Jesse C. Colman presiding.

Supervisors Brown and Green were noted present at 2:30 P. M.

Supervisor Meyer was excused from attendance.

APPROVAL OF JOURNALS.

The Journals of Proceedings of the meetings of September 8 and 10, 1942, and of September 14, 1942, were considered read and approved.

Presentation of Visitors.

Immediately following roll call, the President presented to the Board Mr. George W. Sleiber, President, Marvelous Marin, Inc., and Mr. William D. Fesselman, former Mayor of San Anselmo, who addressed the Board on the subject of increased tolls on the Golden Gate Bridge. Both speakers invited the cooperation of the Board of Supervisors in the effort to arrive at a more equitable solution of the Bridge District's financial problems.

The President, following the appeal by Mr. Sleiber and Mr. Fesselman, requested that they submit to the Board, in writing, their statements. On receipt of said statements, the entire matter will be referred to the Finance Committee.

Subsequently during the proceedings, and under his name on roll call, Supervisor Mead requested the Clerk to invite members of the Golden Gate Bridge directorate to appear before the Finance Committee when the above matter is taken up.

The President presented also Mr. L. Deming Tilton, new City Planner, with whom the City Planning Commission has recently entered into a contract.

Mr. Tilton, in brief remarks, assured the Board of his full cooperation.

UNFINISHED BUSINESS.**Final Passage.**

The following recommendation of Police Committee, heretofore Passed for Second Reading, was taken up:

Making the "Dollar Flat Rate" for Taxicabs Inoperative During the Emergency Created by the War.

(Series of 1939)

Bill No. 1881, Ordinance No. 1791, as follows:

Amending Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs" by making the dollar flat rate for a continuous point to point trip of three (3) miles or over within the city limits inoperative during the emergency created by the war.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1135 of Chapter VIII of Article XVI of Part II of the San Francisco Municipal Code relating to "Rates for Taxicabs" is hereby amended to read as follows:

Section 1135. *Rates for Taxicabs.* No person, firm or corporation owning, operating or controlling any motor vehicle operated as a taxicab shall charge other fares than in this section provided:

The rate of fare is Twenty-five (25c) Cents for the first one-third ($\frac{1}{3}$) mile or "flag"; Ten (10c) Cents for each additional two-fifths ($\frac{2}{5}$ ths) miles; Ten (10c) Cents for each two and one-half ($2\frac{1}{2}$) minutes waiting time at the request of the patron; provided, however, that on a continuous point to point trip of three (3) miles or over within the city limits, the charge shall be One Dollar (\$1.00); provided, however, that for the duration of the emergency created by the present war the said rate for continuous point to point trip shall be inoperative and all trips by taxicabs shall be at meter rates as herein set forth.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Mead—1.

Absent: Supervisor Meyer—1.

NEW BUSINESS.**Adopted.**

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department.

(Series of 1939)

Resolution No. 2904, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, effective as noted, and for the month of September, 1942, including new applications, increases, discontinuances and other transactions, and the Clerk of the

Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Approval of Recommendations, Public Welfare Department, for
October, 1942.**

(Series of 1939)

Resolution No. 2905, as follows:

Resolved, That the recommendations of the Public Welfare Department, containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, for the month of October, 1942, including increases, decreases, discontinuances and other transactions, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Cancellation of Taxes Erroneously Assessed.

(Series of 1939)

Resolution No. 2906, as follows:

Whereas, the Assessor has reported that the following described property, not subject to local taxation, but assessed in error, and the taxes thereon should be cancelled; therefore, be it

Resolved, That with the consent of the City Attorney, the Controller be and he is hereby authorized to cancel the taxes upon the following described property, in accordance with the terms of Section 4986 of the Revenue and Taxation Code:

Fiscal Year	Vol.	Page	Line	Amount
1942-43	4	61	16	\$ 65.94
1942-43	1	41	3	43.96
1942-43	4	60	11	879.20

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

**Authorizing Release of Lien Filed Re Aid Granted by the City and
County of San Francisco to Thomas Durnin.**

(Series of 1939)

Resolution No. 2907, as follows:

Whereas, an instrument executed by Thomas Durnin was recorded in the office of the Recorder of the City and County of San Francisco, State of California, on November 3, 1939, in Book 3513 of Official Records at page 457, which said instrument created a lien in favor of the City and County of San Francisco on the following real property situate in said City and County of San Francisco, described as follows:

Beginning at a point on the westerly line of Twenty-third Avenue, distant thereon 21 feet and 7 inches southerly from the southerly line of Balboa Street; running thence southerly

along said line of Twenty-third Avenue 25 feet; thence at a right angle westerly 82 feet and 6 inches; thence at a right angle northerly 25 feet; thence at a right angle easterly 82 feet and 6 inches to the point of beginning.

Being part of Outside Land Block No. 358.

Whereas, the recipient of aid who executed said agreement has offered to pay said City and County the sum of \$125 for a release of said real property from said lien; and

Whereas, after investigation by this Board it has been determined that the net amount which would be realized in the event that said lien was foreclosed will not exceed the said sum of \$125; and

Whereas, it is deemed advisable by this Board to accept said sum of \$125 as full payment of the amount secured by said lien; now, therefore, be it

Resolved, that upon payment of said sum of \$125, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Authorizing Agreement With Veranus Ellinwood et ux.
(Series of 1939)

Resolution No. 2908, as follows:

Whereas, the City and County of San Francisco, a municipal corporation, under authority of Resolution No. 25673 (New Series), of this Board, accepted a certain deed dated August 10, 1926, from Veranus Ellinwood et ux. to an easement for a portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, said deed provides that under certain conditions, if the natural flow of water in any springs on the land of the grantors shall disappear or diminish, the City shall furnish to the grantors a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the grantors; and

Whereas, said deed provides a time limit for furnishing said water and for the ascertainment of the amount of any damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, said time limit was extended to October 1, 1942, by Resolution No. 2143, Series of 1939, adopted by this Board on September 29, 1941; and

Whereas, the Public Utilities Commission has recommended the further extension of said time limit to October 1, 1943; now, therefore, be it

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a written agreement with Veranus Ellinwood et ux., extending said time limit of said deed to and until October 1, 1943, subject to all conditions contained in said deed except only as expressly modified in said agreement.

Recommended by the Real Estate Department.

Recommended by the Public Utilities Commission.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Authorizing Agreement With Martha A. Arnold et al.

(Series of 1939)

Resolution No. 2909, as follows:

Whereas, the City and County of San Francisco, under authority of Resolution No. 25673 (New Series) of the Board of Supervisors, accepted a certain deed dated May 11, 1926, from Martha A. Arnold et al., to certain property including a sub-surface easement for a portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, said deed provides that under certain conditions if the natural flow of water in any springs on the land of the grantors shall disappear or diminish, the City shall furnish to the grantors a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the grantors; and

Whereas, said deed provides a time limit for the ascertainment of the amount of any damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, said time limit was extended to October 1, 1942, by Resolution No. 2145, Series of 1939, adopted by this Board on September 29, 1941; and

Whereas, the Public Utilities Commission has recommended the further extension of said time limit to October 1, 1943; now, therefore, be it

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a written agreement with Martha A. Arnold et al., extending said time limit of said deed to and until October 1, 1943, subject to all conditions contained in said deed, except only as expressly modified in said agreement.

Recommended by the Real Estate Department.

Recommended by the Public Utilities Commission.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Authorizing Agreement With Edwin T. Jasper et al.

(Series of 1939)

Resolution No. 2910, as follows:

Whereas, the City and County of San Francisco, under authority of Resolution No. 24746 (New Series) of the Board of Supervisors accepted a certain deed dated November 21, 1925, from Edwin T. Jasper et al., to a sub-surface easement for a portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, said deed provides that under certain conditions if the natural flow of water in any springs on the land of the grantors shall disappear or diminish the City shall furnish to the grantors a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the grantors; and

Whereas, said deed provides a time limit for the ascertainment of the amount of damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, said time limit was extended to October 1, 1942, by Resolution No. 2144, Series of 1939, adopted by this Board on September 29, 1941; and

Whereas, the Public Utilities Commission has recommended the fur-

ther extension of said time limit to October 1, 1943; now, therefore, be it

Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a written agreement with Edwin T. Jasper et al., extending said time limit of said deed to and until October 1, 1943, subject to all conditions contained in said deed, except only as expressly modified by said agreement.

Recommended by the Real Estate Department.

Recommended by the Public Utilities Commission.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Authorizing Agreement With Thomas M. Hughes.

(Series of 1939)

Resolution No. 2911, as follows:

Whereas, the City and County of San Francisco, under authority of Resolution No. 25094 (New Series) of this Board, accepted a certain deed dated February 16, 1926, from Thomas M. Hughes, to certain property including an easement for a portion of the Foothill Tunnel of the Hetch Hetchy Aqueduct in Tuolumne County, California; and

Whereas, said deed provides that under certain conditions, if the natural flow of water in any springs on the land of the grantor shall disappear or diminish, the City shall furnish to the grantor a continuous supply of water sufficient for the present domestic, irrigation and stock watering requirements of the grantor; and

Whereas, said deed provides a time limit for furnishing said water and for the ascertainment of the amount of any damage which may be caused by the disappearance or diminution of the natural flow of water in said springs; and

Whereas, said time limit was extended to October 1, 1942, by Resolution No. 2142, Series of 1939, adopted by this Board on September 29, 1941; and

Whereas, the Public Utilities Commission has recommended a further extension of said time limit to October 1, 1943; now, therefore, be it

Resolved, That the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a written agreement with Thomas M. Hughes, extending said time limit of said deed to and until October 1, 1943, subject to all conditions contained in said deed, except only as expressly modified by said agreement.

Recommended by the Real Estate Department.

Recommended by the Public Utilities Commission.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Consideration Postponed.

Appropriating \$3,200, Civilian Defense, for Purchase of Four Automobiles; an Emergency Ordinance.

(Series of 1939)

Bill No. 1886, Ordinance No., as follows:

Appropriating the sum of \$3,200 from Appropriation No. 202,000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202,400.79-12-1, to provide funds for the purchase of four used automobiles, of the sedan type, at an estimated cost of \$800 each, for the office of Civilian Defense (Auxiliary Police Service); an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$3,200 is hereby appropriated from Appropriation No. 202,000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202,400.79-12-1, to provide funds for the purchase of four used automobiles, of the sedan type, at an estimated cost of \$800 each, for the office of Civilian Defense (Auxiliary Police Service).

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Auxiliary Police Service is charged with important duties and responsibilities involving the welfare and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency, and that said sum herein appropriated is necessary for the efficient operation of said Auxiliary Police Service.

Recommended by the Director of Civilian Defense.

Approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

September 21, 1942—Consideration continued until September 28, 1942.

At the request of Mr. McKeon, Assistant Director of Civilian Defense, consideration of the foregoing bill was *Postponed until Monday, October 5, 1942.*

Final Passage.

Amending Salary Ordinance, Civil Service Commission, Adding Item of Office Assistant at \$79.50, Part Time, as Needed; an Emergency Ordinance.

(Series of 1939)

Bill No. 1890, Ordinance No. 1792, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 84, CIVIL SERVICE COMMISSION, by establishing item 16, a classification for part time as needed services. An emergency ordinance, effective September 29, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 84, is hereby amended to read as follows:

Section 84. CIVIL SERVICE COMMISSION

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioners	\$ 100
1.1	1	B210	Office Assistant	106

2	1	B222	General Clerk	175
3	1	B234	Head Clerk	200
4	1	B234	Head Clerk	230
5	1	B408	General Clerk-Stenographer	175
5.1	1	B408	General Clerk-Stenographer	160
6	1	B408	General Clerk-Stenographer	170.50
6.1	1	B419	Assistant to Secretary, Civil Service Commission	237.50
6.2	1	B512	General Clerk-Typist	172
6.3	1	B512	General Clerk-Typist	170
7	2	B512	General Clerk-Typist	170.50
7.1	1	B512	General Clerk-Typist	155
7.2	1	G51	Personnel Assistant	157.50
7.3	1	G51	Personnel Assistant	150
7.4		*G51	Personnel Assistant	165
8	2	G52	Senior Personnel Assistant	195
9	1	G58	Civil Service Examiner	294.50
10	1	G58	Civil Service Examiner	292
11	1	G58	Civil Service Examiner	275
13	1	G59	Assistant Personnel Director	300
13.1	1	G59.1	Supervisor of Wage Scales and Classifications	350
13.2	1	G59.2	Supervisor of Examinations	350
14	1	G62	Personnel Director and Secretary	575

AS NEEDED

15		Examiners, Clerical and other temporary services as needed at rates not in excess of Salary Standardization Schedules.	
16		B210	Office Assistant—Part Time..... 79.50
* Regular occupant on military leave. No funds provided.			

Section 2. This ordinance is passed as an emergency measure, effective September 29, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Civil Service Commission.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Amending Salary Ordinance, Department of Public Works, Adding New Section for Interdepartmental Service and Establishing Certain Positions Thereunder; an Emergency Ordinance.

(Series of 1939)

Bill No. 1891, Ordinance No. 1793, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 51, DEPARTMENT OF PUBLIC WORKS, BUREAU OF STREETS, by adding a subsection for interdepartmental service and establishing certain positions thereunder; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 51, is hereby amended to read as follows:

Section 51. DEPARTMENT OF PUBLIC WORKS—
BUREAU OF STREETS

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	F220	General Superintendent of Streets	\$ 567
2	1	O298	Supervisor of Street Repair	350

Division of Street Repair

The occupants of the following positions have acquired permanent civil service status. The employments are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
3	5	A202	Cement Finisher's Helper, at \$10 per day....	
4	3	A204	Cement Finisher, at \$11 per day	
5	1	B210	Office Assistant	\$ 115
6	29	J 4	Laborer, at \$7.60 per day	
7	2	J 12	Labor Foreman, at \$8.60 per day	
10.1	15	O1	Chauffeur, at \$9.15 per day	
11	3	O152	Engineer of Hoisting and Portable Engines at \$13 per day	
12	1	O168	Engineer of Stationary Steam Engines.....	258
13	1	O252	Dryerman, at \$11.20 per day	
14	1	O254	Foreman, Asphalt Plant, at \$12.20 per day	
15	3	O260	Rammer, at \$9.00 per day	
16	2	O264	Paver, \$10.00 per day	
17	6	O268	Granite Cutter, at \$10.50 per day	
17.2	1	O270	Foreman Granite Cutter, at \$11.50 per day	
18	1	O274	Asphalt Mixerman, at \$11.20 per day	
19	25	O276	Asphalt Worker, at \$9.70 per day	
20	11	O278	Asphalt Finisher, at \$10.20 per day	
20.1	4	O280	Sub-Foreman, Asphalt Finisher, at \$10.70 per day	
21	2	O282	Foreman, Asphalt Finisher, at \$11.20 per day	
22	3	O294	General Foreman, Street Repair	284

The following positions are in Interdepartmental Service and their employments are predicated on moneys received from the State of California for work to be performed on State Highways within the City and County of San Francisco, 1st quarter cent gas tax—Special Gas Tax Street Improvement, Major Streets, 2nd quarter cent gas tax and through Work Orders from the Municipal Railway for paving work along side and between the railway tracks; also Work Orders covering sewer trenches:

23	4	J4	Laborer, \$7.60 per day.....
24	2	O1	Chauffeur, \$9.15 per day.....
25	8	O276	Asphalt Worker, \$9.70 per day.....
26	3	O278	Asphalt Finisher, \$10.20 per day.....
27	1	O280	Sub-Foreman Asphalt Finisher, \$10.70 per day
28	1	O152	Engineer of Hoisting and Portable En- gines, \$13 per day.....

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Works, Bureau of Streets.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Passed for Second Reading.

Providing for Duplication of Vital Records; Designating Recorder to Select Same; and Providing for Storage Thereof.

(Series of 1939)

Bill No. 1892, Ordinance No. , as follows:

Providing for duplication of vital records; designating Recorder to select same; and providing for storage thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. It is hereby declared that the public interest demands that various vital records of the City and County of San Francisco be photographically or otherwise reproduced in order to preserve said records against their destruction by fire, earthquake, flood, enemy attack or other cause.

Section 2. The Recorder of the City and County is hereby authorized to designate said records, and he shall cause said records to be photographed or otherwise duplicated, and the photographic films or other reproductions of such records shall be stored in a safe and convenient place by and under the custodianship of the Recorder.

Section 3. Duplicate keys and/or the combination of the lock or locks to the vault or room containing the aforementioned film or other reproductions together with duplicate indexes of said records, photographed or otherwise reproduced, shall be deposited for safekeeping with the Treasurer of the City and County.

Said duplicate keys and/or combination to lock or locks and/or indexes shall be given by the Treasurer to the Recorder upon request of the Chief Administrative Officer.

Recommended by the Chief Administrative Officer.

Approved as to form by the City Attorney.

After explanation of the foregoing bill by the Chief Administrative Officer, the same was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Authorizing Compromise of Claim of the City and County of San Francisco Against Robert Doherty in the Sum of One Hundred Dollars.

(Series of 1939)

Bill No. 1893, Ordinance No. , as follows:

Authorizing compromise of claim of the City and County of San Francisco against Robert Doherty in the sum of one hundred dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of the Public Welfare Department having recommended, and the City Attorney having approved, the settlement and compromise of the claim of the City and County of San Francisco against Robert Doherty, being action number 307657 of the Superior Court of the State of California, in and for the City and County

of San Francisco, for the recovery of Old Age Aid granted to Alice M. Doherty, the mother of said defendant, Robert Doherty, the amount of Old Age Aid paid to said Alice M. Doherty being \$921; and an investigation of the financial status of said Robert Doherty disclosing that said party has no property and is judgment proof, and said Robert Doherty having offered to pay in full settlement of the City's claims the amount of \$100; that the City Attorney is hereby authorized to settle and compromise said claim for said amount of \$100 and to enter a dismissal of the suit.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Consideration Postponed.

The following recommendation of Public Buildings, Lands and City Planning Committee was taken up:

Present: Supervisors Uhl, Gallagher, MacPhee.

San Francisco Housing Code.

(Series of 1939)

Bill No. 1894. Ordinance No., as follows:

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. This ordinance is known as the San Francisco Housing Code.

Section 2. It is the declared intention of this ordinance to provide for the enforcement of requirements for the protection, health, and safety of the public, and of the occupants of buildings, apartment houses, hotels, and dwellings.

Section 3. For the purpose of this ordinance, certain words are herewith defined:

(a) "*Apartment*" means a kitchen and one or more contiguous rooms, in an apartment house or dwelling occupied, or intended or designed for occupation by one family for living or sleeping purposes.

(b) "*Apartment house*" means any structure more than one story in height, or any portion of any such structure occupied, or designed, built, or rented for occupation by three or more families, each living in a separate apartment.

(c) "*Building*" means any structure or portion of any structure, including an apartment house, hotel or dwelling.

(d) "*City*" means the City and County of San Francisco.

(e) "*Dwelling*" means any structure, or any portion of a structure, other than an apartment house or hotel, used for living or sleeping purposes.

(f) "*Family*" means one person living alone, or a group of two or more persons, whether or not related to each other by birth, living together.

(g) "*Guest*" means any person who rents or occupies a room for sleeping purposes.

(h) "*Hotel*" means any structure or any portion of a structure, including any lodging house, rooming house, dormitory, turkish bath, bachelor hotel, studio hotel, guest house, public

club, or private club containing six or more guest rooms, and which is occupied, or is intended, or designed for occupation by six or more guests, whether rent is paid in money, goods, labor, or otherwise. It does not include any jail, hospital, asylum, sanitarium, orphanage, prison, detention, or other building in which human beings are housed and detained under legal restraint.

(i) "*Housing Department*" means the Department of Housing of the City and County of San Francisco.

(j) "*Lot*" means a parcel or area of land on which is situated a building, together with the yards, courts, and unoccupied spaces required for the building, and which is owned by, or is in the lawful possession of, the owner of the building.

(k) "*Nuisance*" includes:

- I. Any public nuisance known at common law, or in equity jurisprudence.
- II. Whatever is dangerous to human life, or is detrimental to health.
- III. Overcrowding a room with occupants.
- IV. Insufficient ventilation or light.
- V. Inadequate or insanitary plumbing or gas appliances or facilities.
- VI. Uncleanliness.
- VII. Violations of Chapter 26 of the State Housing Act; "Prohibited Room Uses."
- VIII. Violations of Chapter 27 of the State Housing Act; "Maintenance, Sanitation and Repair Generally."
- IX. Whatever renders air, food, or drink unwholesome, or detrimental to the health of human beings.
- X. Building unfit for human habitation or occupancy.

(l) "*Recorder*" means the Recorder of the City and County of San Francisco.

(m) "*State Housing Act*" means the State Housing Act of California, being Division XIII, Part 1, of the Health and Safety Code of California.

Section 4. Unless the context otherwise requires, the definitions set forth in the State Housing Act shall govern.

Section 5. The Chief Administrative Officer of the City, through his officers, deputies, or agents, shall administer and enforce all laws imposing any duty, power, or function upon the office or officers of the Housing Department of the City.

Section 6. General provisions shall apply to the maintenance, sanitation, ventilation, light, use or occupancy of buildings and the land on which they are situated, unless specific exceptions, or definite clauses, under various classes of uses and occupancies be made, in which case the said specific exceptions and definite clauses shall govern.

Section 7. This ordinance shall apply to all buildings or structures, with the parcel or area of land on which the building is situated, together with the yards, courts, vent shafts, and unoccupied spaces required by the State Housing Act, and building, health, safety, and planning ordinances and resolutions of the City, where the building, or structure is occupied, or intended, arranged, or designed, for occupation by one or more guests, or families.

Section 8. The Housing Department shall enforce within the City all the provisions of the State Housing Act, and building, health, safety, and planning ordinances and resolutions of the City pertaining to the maintenance, sanitation, ventilation, light, use, or occupancy of buildings, and the lot upon which buildings are situated.

Section 9. The Abatement Board shall consist of the following:

- (a) Chief Administrative Officer, who shall act as Chairman of the Board.
- (b) Director of Public Health.
- (c) Director of Public Works.
- (d) Chief, Department of Electricity.
- (e) Chief Engineer, Fire Department.

The City Attorney shall serve as Counsel for the Abatement Board.

Section 10. It shall be the duty of the Chief of the Housing Department to accumulate all necessary data and evidence and present his findings to the Abatement Board on any and all buildings in which the action of the Abatement Board is required.

Section 11. The Bureau of Licenses of the Tax Collector's office shall daily segregate fees collected from apartment houses and hotels, and deposit them separately.

Section 12. A revolving fund or funds from the receipts of the apartment house and hotel license fees which are in excess of those required for Housing Department inspection services shall be maintained, for the purpose of providing for the advancement of costs incurred in the enforcement of the provisions of this ordinance, and into which shall be paid the receipts from the collection of costs or fines imposed in the enforcement of this ordinance.

Section 13. In the performance of his duties, any officer or inspector of the Housing Department may enter any and all buildings or the premises thereof.

Section 14. The owner, or authorized agent of any owner of any building, or premises may enter the building or premises whenever necessary to carry out instructions, or perform any work required to be done pursuant to this ordinance.

Section 15. No person authorized by this ordinance to enter buildings shall enter any dwelling between the hours of 6 o'clock P. M. of any day and 6 o'clock A. M. of the succeeding day, without the consent of the owner, or of the occupants of the dwelling, nor enter any dwelling in the absence of the occupants without a proper written order executed and issued by a court having jurisdiction to issue the order.

Section 16. If any building is constructed, altered, converted, or maintained in violation of any provision of, or of any order, or notice issued by the Housing Department pursuant to, this ordinance, or if a nuisance exists in any building or upon the lot on which it is situated, the Housing Department may institute any appropriate action or proceeding to prevent, restrain, correct, or abate the violation or nuisance.

Section 17. If any notice issued by the Housing Department is not complied with, the Housing Department may apply to the Abatement Board for an order authorizing it to remove any violation, or abate any nuisance specified in the notice.

Section 18. The Housing Department, when instituting any action, or proceeding pursuant to this ordinance, may, by verified complaint setting forth the facts, apply to the Board of Supervisors of the City and County of San Francisco for direction and authority to secure final judgment from the Superior Court or any judge of the Superior

Court, granting the relief for which the action or proceeding is brought, until entry of a final judgment or order.

Section 19. The Superior Court, or any judge of the Superior Court, may make any order for which application is made pursuant to this ordinance.

Section 20. Neither the Housing Department, any of its officers or inspectors, nor the city is liable for costs in any action or proceeding that the Housing Department may commence pursuant to this ordinance.

Section 21. Except as otherwise specified in this ordinance, the procedure in any action or proceeding instituted pursuant to this ordinance shall be as set forth in the Charter or Ordinances or Resolutions of the city.

Section 22. The Housing Department, when instituting an action or proceeding pursuant to this ordinance, may record a notice of the pendency of the action or proceeding in the Recorder's office. The notice may be recorded at the time of the commencement of the action or proceeding, or at any time before final judgment or order. It has the same effect as the notice of pendency of action provided for in the Code of Civil Procedure.

Section 23. The Recorder, when a notice of pendency of action or proceeding is recorded, shall record and index it in the name of each person to be specified in a direction subscribed by an officer of the Housing Department instituting the action or proceeding.

Section 24. Any notice of pendency of action or proceeding may be vacated upon the order of a judge of the court in which the action or proceeding is pending. Upon presentation and recording of a certified copy of the order, the Recorder shall mark the notice and any record of the notice as canceled of record.

Section 25. In any action or proceeding brought pursuant to this ordinance, service of summons is sufficient if served in the manner provided in the Code of Civil Procedure.

Section 26. Every notice issued pursuant to this ordinance shall be served five days before the time for doing or refraining from doing the thing to which it pertains.

Section 27. The Housing Department shall order the correction of any violations of this ordinance, or abate any nuisance pertaining to apartment houses, hotels, and dwellings, together with the yards, courts, vent shafts, and unoccupied spaces required by law for the building, and which is owned by, or is in the lawful possession of the owner of the building.

Section 28. Except as otherwise permitted or required by this ordinance, any alteration, installation, or change in, including use and occupancy, or reconstruction of any building shall meet the requirements of the laws enforced by the Housing Department.

Section 29. Any building or structure not erected for use as an apartment house, hotel, or dwelling, which is converted to or altered for such use, shall conform to all the provisions of this ordinance affecting an apartment house, hotel, or dwelling as the case may be.

Section 30. Any building occupied, or designed for occupation by one or more guests, or families which is moved shall conform to all the regulations affecting any such building pertaining to:

- (a) Percentage of unoccupied area.
- (b) Heights.
- (c) The size of:
 - I. Outer courts.
 - II. Inner courts.
 - III. Yards.

Section 31. If it is reconstructed, any building which has been damaged to an extent in excess of 50 per cent of its physical proportions, shall conform to all the provisions of this ordinance.

Section 32. The Central Permit Bureau shall not issue a permit for the erection, construction, reconstruction, moving, conversion, or alteration of any building which is occupied, designed, intended, or arranged for occupation by one or more guests, or families, unless the permit has been approved by the Housing Department.

Section 33. The owner, or his agent, of any building erected, constructed, moved, altered, or reconstructed, which is occupied, designed, intended, or arranged for occupation by one or more guests, or families, shall obtain a permit of occupancy from the Housing Department. He shall file with the Central Permit Bureau a written application for the permit, together with any Certificate of final completion issued for the building.

Section 34. If the Housing Department finds that no violations of the State Housing Act, or of planning ordinances of the city have occurred since the issuance of the Certificate, the Central Permit Bureau shall issue a Permit to Occupy to him. The permit of occupancy is valid from the date of issue until revoked.

Section 35. The owner, lessee, or the agent of either, or other person in control of an apartment house or hotel shall file with the Housing Department a notice containing the following information:

- (a) Description of the property by street and number.
- (b) His name and address.
- (c) The name and address of the owner or lessee; or of an agent of either upon whom process may be served.
- (d) If an apartment house:
 - I. The number of apartments.
 - II. The number of rooms in each apartment.
 - III. The number of apartments on each floor.
 - IV. The use and occupancy of floors not used for living or sleeping purposes.
- (e) If an hotel:
 - I. The number of guest rooms.
 - II. The number of guest rooms on each floor.
 - III. The use and occupancy of floors not used for sleeping purposes.

Section 36. The owner, lessee, or other person in control of an hotel or an apartment house, excluding an apartment house occupied by four or less families, shall obtain from the Housing Department a Permit of Occupancy.

Section 37. The Housing Department shall issue a permit to him only after it finds that the building conforms to the requirements of the State Housing Act regarding maintenance, sanitation, ventilation, light, use and occupancy.

Section 38. If the Housing Department finds that no violations of the regulations have occurred, it shall issue a permit to him. Unless revoked, the Permit of Occupancy shall be valid for one year from date of issue.

Section 39. No person shall occupy or permit the occupancy of any apartment house or hotel for which a Permit of Occupancy is required, until the permit has been issued.

Section 40. Any apartment house, or hotel for which a Permit of Occupancy is required, which is occupied prior to the issuance of the permit, is an unlawful structure. The Housing Department may have

it vacated, and it shall not be occupied until the permit has been obtained.

Section 41. The issuance of a permit does not constitute approval of any violation of a provision of the State Housing Act, or of building, health, safety and planning ordinances or resolutions of the city.

Section 42. Any permit of occupancy issued by the Housing Department shall be recorded, and the record shall remain on file with the Housing Department.

Section 43. Every complaint of a violation or nuisance pertaining to this ordinance shall be recorded in duplicate, consecutively numbered, and the copy filed in the proper index of the Housing Department.

Section 44. The inspector charged with the investigation of a complaint of a violation or nuisance shall within ten days determine the fact or facts of compliance with or violation of this ordinance, or the existence of a nuisance.

Section 45. The inspector finding a violation of this ordinance or an existing nuisance shall institute proceedings pursuant to this ordinance to prevent, restrain, correct, or abate the violation or nuisance.

Section 46. A violation or nuisance not corrected, abated or removed after thirty days shall be reported to the Chief of the Housing Department.

Section 47. The Chief of the Housing Department receiving a report of a violation or nuisance shall secure or institute actions or proceedings pursuant to this ordinance to prevent, restrain, correct, remove, or abate the violation or nuisance.

Section 48. The Housing Department proceeding to abate a nuisance before the Abatement Board shall give a notice, in the manner prescribed. The notice shall be headed "NOTICE TO ABATE NUISANCE" in letters at least $\frac{3}{4}$ -inch high, substantially in the manner prescribed in the State Housing Act, and shall direct the owner of the building to appear before the Abatement Board at a stated time and place and show cause why the building should not be condemned as a nuisance, and the nuisance abated.

Section 49. The Housing Department, in giving the required notice, shall post conspicuously at least one copy of the notice on the building alleged to be unfit, and shall send another copy by registered mail, postage prepaid, return receipt requested, to the person owning the land on which the building is located, as such person's name and address are known to the clerk of the Abatement Board, and to any mortgagee or beneficiary under any deed of trust, of record, at the last known address of such mortgagee or beneficiary, and if such address is unknown to the Housing Department, then said fact shall be stated in the copy of notice so mailed, and it shall be addressed to him at the street address of the building.

Section 50. The Housing Department shall file an affidavit with the clerk of the Abatement Board certifying to the time and the manner in which such notice was given, together with any receipt card which may have been returned to it in acknowledgment of the receipt of such notice by registered mail. The failure of any owner or other person to receive such notice shall not affect in any manner the validity of any proceedings taken hereunder.

Section 51. The Abatement Board, at the time fixed in the "NOTICE TO ABATE NUISANCE," shall proceed to hear the testimony of the Chief of the Housing Department, and the testimony of the owner or his representatives, if present, and other competent persons who may be present and desire to testify respecting the condition of the building, the estimated cost of its reconstruction, repair or removal, and any other matter which the Abatement Board may deem pertinent thereto.

Section 52. The Abatement Board, finding a building to be a nuisance, shall declare its findings by resolution and direct the owner to abate the nuisance within thirty days after the date of posting on the premises a notice of the passage of the resolution, by properly reconstructing or repairing the building, or by having the building razed or removed.

Section 53. The Abatement Board shall notify the owner of a building which has been declared to be a nuisance that if said nuisance is not abated, said building will be razed or removed by the Housing Department, and the expense thereof made a lien on the lot or parcel of land upon which the building is located.

Section 54. The owner of a building encumbered by a mortgage or deed of trust, of record, not having complied with the order of the Abatement Board on or before the expiration of thirty days after the posting of the notice of the passage of the resolution, the mortgagee or beneficiary under such deed of trust may within fifteen days after the expiration of said thirty-day period, comply with the requirements of the Abatement Board.

Section 55. The costs to a mortgagee or beneficiary shall be added to and become a part of the lien secured by the mortgage or deed of trust, and shall be payable at the same time and in the same manner as may be prescribed in the mortgage or deed of trust for the payment of any taxes advanced or paid by the mortgagee or beneficiary for and on behalf of the owner.

Section 56. Any owner or other interested person having any objections, or feeling aggrieved at any proceedings taken by the Abatement Board in ordering abatement of any nuisance, must bring an action in a court of competent jurisdiction within thirty days after the date of posting on said premises a notice of the passage of the resolution, otherwise all objections will be deemed to have been waived.

Section 57. The Housing Department, within sixty days after the passage of any resolution directing the abatement of a nuisance, shall post a copy thereof conspicuously on the building so declared to be a nuisance, and mail another copy to the person owning the land upon which the building is located, and a copy shall be mailed to each mortgagee or beneficiary under any deed of trust, of record, in the manner prescribed.

Section 58. The Abatement Board may grant any extension of time to abate the nuisance that it may deem justifiable upon good cause therefor being shown.

Section 59. The Housing Department shall apply to the Board of Supervisors of the City and County of San Francisco for an order from the Superior Court to abate the nuisance, after the posting of the copies of the resolution of the Abatement Board declaring the building to be a nuisance, unless the nuisance is abated by the owner or other person within the 45-day period or any extension thereof granted by the Abatement Board pursuant to this ordinance.

Section 60. The Housing Department, having acquired jurisdiction to abate a nuisance, may raze and remove the building so declared to constitute a nuisance, or have the same done under its direction and supervision.

Section 61. The building materials contained in a building razed or removed by the Housing Department shall be sold by the Abatement Board at public sale to the highest responsible bidder, either before or after the building has been razed or removed.

Section 62. The Housing Department shall keep an itemized account of the expenses involved in the razing or removing of any such building, and shall deduct therefrom the amount received from the sale of the building materials.

Section 63. The Housing Department shall post conspicuously on

the property from which the building was razed or removed a statement verified by the Chief of the Housing Department showing the gross and net expense of the razing or removing of such building, together with a notice of the time and place when and where the statement of expense shall be submitted to the Abatement Board for approval and confirmation.

Section 64. The Housing Department shall mail a copy of the statement of expense and notice in the manner prescribed, to any property owner liable to be assessed for the cost of such work, and any other interested persons. The time for submitting the statement of expense to the Abatement Board for confirmation shall be not less than five days from the date of posting and mailing.

Section 65. The Abatement Board, at the time fixed for the hearing of the statement of expense, shall consider the statement, together with any objections or protests which may be raised by any property owners liable to be assessed for the doing of the work, or by any other interested person.

Section 66. The Abatement Board may make such revision, correction or modification in the statement as it may deem just.

Section 67. The Abatement Board shall confirm, by motion or resolution, the statement of expense, as revised, corrected or modified.

Section 68. The Abatement Board's decisions on the statement of expense, and on all protests and objections which may be made shall be final and conclusive.

Section 69. The Abatement Board may adjourn its hearings from time to time.

Section 70. In the event that the cost of razing or removing a nuisance exceeds the proceeds received from the sale of the building materials, then the amount of the net expense of abating the nuisance, if not paid within five days after the decision of the Abatement Board on the statement of expense, shall constitute a lien on the real property upon which the building was razed or removed, which shall continue until the amount thereof has been paid, or discharged of record, together with interest thereon at the rate of 6 per cent per annum, computed from the date of confirmation of the statement of expense. The lien shall be upon a parity with the liens of State, County and municipal taxes.

Section 71. In the event of nonpayment of the costs of razing or removing a building, the Abatement Board shall, within sixty days after its decision on the statement of expense, cause to be filed in the office of the Recorder a certificate of lien, substantially in the manner prescribed in the State Housing Act.

Section 72. From and after the date of the recording of the notice of lien all persons shall be deemed to have had notice of the contents thereof. The statute of limitations shall not run against the right of the Housing Department to enforce the payment of the lien.

Section 73. Any amount received from the sale of materials in excess of the expense of razing or removing a building shall be deposited with the Treasurer of the City and County of San Francisco to the credit of the owner of the property, or other person legally entitled thereto.

Section 74. The Treasurer of the City and County of San Francisco shall pay such excess to the owner or other person upon producing evidence of ownership satisfactory to the Treasurer.

Section 75. Sections 596 to 600, inclusive, of Chapter V, Part II, of the Municipal Code, are hereby expressly repealed.

Section 76. The Housing Department shall index the notices, records, or other data required to be filed with it pursuant to this ordinance so that all of those relating to a particular building will be

indexed together and readily ascertainable. The indices are public records, and shall be open to public inspection during business hours.

Section 77. It is unlawful for any person to violate, or cause or permit another person to violate, any provision of this ordinance.

Section 78. Any person who violates any of the provisions of this ordinance is guilty of a misdemeanor. In addition to the punishment provided by law, he is liable for all such costs, expense, and disbursements paid, or incurred by the Housing Department, or any of its officers, inspectors or employees, in the prosecution of the violation as shall be fixed by the court in which the violation is prosecuted.

Section 79. A certified copy of every judgment imposing a fine upon an owner of any building for a violation of this ordinance pertaining to the building shall, upon the entry of judgment, be recorded forthwith by the Housing Department in the office of the Recorder. The Recorder shall index it immediately upon receiving it in the index of mechanics' liens. The fine is a lien upon the building from the time certified copy of the judgment is filed in the office of the Recorder, subject only to taxes, assessments, and to mortgage and mechanics' liens existing prior to the filing.

Approved as to form by the City Attorney.

September 21, 1942—Consideration continued until September 28, 1942.

Following statement by the Clerk that the foregoing bill was not in proper legal form, and on motion by Supervisor Brown, *consideration was postponed until October 5, 1942.*

Consideration Postponed.

The following matters, from the Joint Public Health and Judiciary Committee without recommendation, were taken up:

Present: Supervisors Shannon, Roncovieri.

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, Relating to Nursing Homes.

(Series of 1939)

Bill No. 1848, Ordinance No., as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. Establishment and Maintenance of Nursing Homes. No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. Definitions. For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed "[]"

b. Permits. The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter estab-

lished; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, **[and in addition thereto the property owners of all property within 200 feet of the exterior boundary lines of the applicant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property]** *and in addition thereto a notice of the hearing under Section 22 shall be sent to the occupants at all addresses on each side of the street within 100 feet on each side of the street address of the location of the proposed nursing home and the list of the said street addresses and, when possible the names of the occupants thereat, and the owners thereof, shall be furnished by the applicant to the Department of Public Health, and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disapproval of the application may be predicated upon such grounds. The Department of Public Health shall issue a permit to each nursing home existing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.*

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. Types of Buildings. No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than **[five (5)]** *eight (8)* inmates. Any such nursing home hereafter established, and having accommodations for not more than **[five (5)]** *eight (8)* inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than **[five (5)]** *eight (8)* inmates are housed in a nursing home the building shall be of Class A or B construction.

d. Registers. The holder of a permit shall keep a register, in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. Transfer of Permits. No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. Inspection. The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said nursing homes and to inspect the permit and register thereof and to require compliance with this section.

September 21, 1942—Consideration continued until September 28, 1942.

Discussion.

Communication from Central Council of Civic Clubs, making certain recommendations for changes in the foregoing bill, as presented to the Board, was read by the Clerk.

Privilege of the Floor.

Mr. S. L. Sefton, attorney, representing the applicants for modification in the legislation regulating nursing homes, reported on the committee's deliberations. Mr. Sefton announced that his clients would agree to the 100 feet as set up in the committee's recommendation.

Mr. Carroll Newburgh, representing the Central Council of Improvement Clubs, the apartment house industry and many property owners, opposed the amendment as presented, with respect to notifying occupants of property of any applications for establishment of nursing homes. His group believed that the occupants of property did not have the same feeling or interest in affected property as did the owners, and they were requesting that the original language in the ordinance be retained, and additional language be included to provide that when the names and addresses of owners could not readily be obtained, that notification should be made to their legal representatives or trustees of such property within the 200-foot distance mentioned. Although there are some groups in the Central Council opposed to the whole issue, the Council is taking issue on only the one provision.

Mr. Douglas Dorn, President of Apartment House Association, stated he believed property owners within 200 feet of any proposed nursing home would be affected, and he desired a provision in the legislation to provide that they be notified of any application for a nursing home, as soon as such application was filed.

Supervisor Shannon, Chairman of the Joint Public Health and Judiciary Committee, reported at length on the committee's consideration, and urged approval of the legislation as presented by the committee.

Previous Question.

Thereupon, Supervisor Green, after stating that the issues were well known and that the Board was thoroughly conversant with the views of both sides to the controversy, moved the previous question. Motion seconded by Supervisor Mead.

Explanation of Vote.

Supervisor Roncovieri announced that he would vote "No" inasmuch as he desired to offer an amendment to the proposed legislation.

Whereupon, Supervisor Green announced that he would withdraw his motion, with the consent of his second. Supervisor Mead, however, refused his consent.

Thereupon, the roll was called and the motion failed by the following vote:

Ayes: Supervisors Green, Mead—2.

Noes: Supervisors Brown, Colman, Gallagher, MacPhee, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent—Supervisor Meyer—1.

Supervisor MacPhee thereupon moved as an amendment to Section 158, Subsection B, Permits (in portion printed in bold face) after the words "and in addition thereto," language be substituted to provide that the property owners and their legal representatives or trustee, and said legal representative may be construed as the tenant thereof or the adjoining property owner, in the event that the owner's legal representative or trustee is not available for notification, be notified of any application for a permit to establish a nursing home. Motion seconded by Supervisor Uhl.

Supervisor Shannon called attention to the fact that that provision which Supervisor MacPhee was proposing to amend was not before the Board. That portion is in the present Poultry Ordinance, and it is proposed to substitute other language in lieu thereof. Therefore, until the amendments as presented by the committee are disposed of, Supervisor MacPhee's motion will be out of order.

The Chair ruled the *point of order well taken*.

Thereupon, Supervisor MacPhee, seconded by Supervisor Uhl, moved that the amendment as proposed by the committee, and printed in italics, be deleted, after which he would again present his former amendment.

Supervisor O'Gara objected, pointing out that it was desired to remove some of the difficulties now confronting applicants for permits to establish nursing homes, rather than to increase those difficulties. He was opposed to the requirement to notify "legal representatives" because of the difficulty and possible impossibility of finding out who the "legal representatives" are. He would have no objection, though, to amending that portion of the section printed in italics by substituting a distance of 200 feet in lieu of 100 feet.

Motion Withdrawn.

Thereupon, Supervisor MacPhee, with the consent of his second, *withdrew his motion*.

Whereupon, Supervisor O'Gara moved that the figure "100" (in italics) be deleted and that the figure "200" be substituted therefor.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Mead—1.

Absent: Supervisor Meyer—1.

Thereupon, Supervisor O'Gara moved that Bill 1848, as amended, be Passed for Second Reading.

Supervisor Mead opposed passage. He would have voted for the 100 feet, but he could not vote for 200 feet.

Mr. Newburgh suggested that the words "when possible" be deleted from Subsection b of Section 158. There should be, he believed, a positive statement.

Supervisor O'Gara objected to Mr. Newburgh's suggestion. It might be, he felt, impossible to locate the owner of a vacant lot.

Supervisor Uhl objected to the provision for notification of a tenant, especially for notifications of the many tenants who might occupy an apartment house, and he moved that the term "occupants thereat" be deleted. Motion seconded by Supervisor MacPhee.

Supervisor O'Gara moved as an amendment to the motion that further consideration be postponed for one week, and that in the meantime the City Attorney be requested to furnish for inclusion in this

legislation the same requirements that prevail in respect to the Unlawful Detainer Act. No second.

Supervisor Uhl thereupon renewed his motion that the words "occupants thereof" be deleted. Seconded by Supervisor O'Gara.

Motion *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Mead—1.

Absent: Supervisor Meyer—1.

Supervisor MacPhee moved as a further amendment, that notification to all real property owners within 200 feet distance of property for which application is sought, and the names of the owners thereof shall be furnished by the applicant to the Department of Public Health, it being understood that a notice to tenants shall suffice as proper notice in the event that the addresses of the owners are not obtainable.

Supervisor Shannon objected, stating that such provisions would make it more difficult in the future than it has been in the past for applicants to obtain a permit for a nursing home.

Thereupon President Jesse C. Colman suggested that the entire matter be referred to committee and that Mr. Sefton, Mr. Newburgh and Mr. Dorn be invited to appear before committee and iron out their differences. Such re-reference to committee would include all amendments.

Whereupon, Supervisor Roncovieri moved that the President's suggestion be concurred in. Motion seconded by Supervisor Colman.

The roll was called and the motion to re-refer to committee *failed* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, Roncovieri—4.

Noes: Supervisors Brown, MacPhee, Mead, O'Gara, Shannon, Uhl—6.

Absent: Supervisor Meyer—1.

Supervisor Uhl, thereupon, moved as an amendment that provision be made to require that the "owner or his legal representative" be notified of any application for a permit to establish a nursing home. Motion seconded by Supervisor Roncovieri.

Supervisor Green, however, questioned the meaning of the term "legal representative," and suggested the substitution in place thereof of the term "agent thereof." Suggested change in language accepted by Supervisor Uhl.

Thereupon, the roll was called and the foregoing amendment was *approved* by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Roncovieri, Uhl—6.

Noes: Supervisors Colman, Mead, O'Gara, Shannon—4.

Absent: Supervisor Meyer—1.

Supervisor O'Gara, in discussing further the requirements for notification of interested parties, remarked that he believed that notification of property owners within 200 feet of the exterior frontage of property for which a nursing home permit was being sought should be sufficient. Notice to an owner whose name and address are known should be sufficient. If the owners' addresses are unknown, notices sent to owners in care of the addresses of their properties should be sufficient. He would offer that suggestion as a motion.

The Chair again suggested that such suggestion should be considered in committee.

Thereupon, Supervisor O'Gara moved that further consideration be postponed for one week, and that both parties be requested to confer with the City Attorney and to present their views to him, and at the time of further consideration, the Board receive from the City Attorney his opinion as to what constitutes proper notification. Motion seconded by Supervisor Shannon.

No objection. and further consideration postponed until Monday, October 5, 1942.

Passed for Second Reading.

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code Pertaining to Definitions by Amending the Portion Thereof Relating to Hospitals and Sanitariums.

(Series of 1939)

Bill No. 1873, Ordinance No., as follows:

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code pertaining to definitions by amending the portion thereof relating to hospitals and sanitariums.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code relating to definition of hospitals and sanitariums is hereby amended to read as follows:

Section 30. Definitions. Alterations means any change or addition.

Basement means a lower story of which a part, but less than one-half ($\frac{1}{2}$) is below the level of the curb line of the street or of the general level of the ground.

Bearing wall means any wall carrying all or part of the interior load of a building.

Building or structure means any construction the arrangement of which may affect the health, safety or general welfare of man or animals.

Cellar means a lower story of which one-half ($\frac{1}{2}$) or more is below the level of the curb line of the street, or streets, on which it faces, or of the general level of the ground.

Corner lot means a lot situated at the corner of two (2) streets or street and a public alley not less than sixteen (16) feet in width.

Court means an open, unoccupied space other than a yard on the same lot as the building. A court extending to the yard of street is an outer court. A court surrounded on all sides by a building on the same lot is an inner court. A court extending to the lot line is a lot line court.

Curtain wall means any wall supported at intervals on the frame of a building or a wall which is self-supporting only on the exterior of a building.

Dead load means the weight of the walls, floors, etc., of a building, including all permanent construction.

Division wall means any wall other than an exterior wall, or a party wall, which extends the full height of a building and through the roof, and such walls shall be constructed in all respects as provided for party walls. Such walls may be bearing walls or self-supporting only.

Dwelling means a building which shall be intended or designed for or used as the home or residence of not more than two (2) separate and distinct families or households, and in which not more than fifteen (15) rooms shall be used for the accommodation of boarders, and no part of which structure is used as a store or for any business purpose. Two (2) or more such dwellings may be connected on each story and

used for boarding purposes, provided the halls and stairs of each house shall be left unaltered and kept open and in use as such.

Exterior wall means every outer wall or vertical enclosure of a building.

Fire wall means all walls built for the purpose of fire resistance, and also applies to that portion of walls above roof surface.

Flats means a building of two (2) or more stories containing separate self-contained dwellings, each dwelling having an independent entrance on the level of the street or from an outside vestibule on the level of the first floor.

Girders in floor construction means all beams that are used for the support of other beams.

Hard terra cotta fireproofing means all clay fireproofing material that is manufactured without sawdust.

Note: Matter cancelled is bracketed “[]” and set in bold face.

Hospital or sanitarium means a building used for the keeping and care of sick, invalids and infirm people, and having accommodation for more than **[five (5)] eight (8)** such people.

Hotel means a building or part thereof intended, designed or used for supplying food and shelter to residents or guests and having a general public dining room or cafe, or both, and containing more than fifteen (15) guests' rooms.

Live load means all weights in a building other than dead loads. Such loads shall include temporary construction, furniture and people.

Lodging house means a building containing more than fifteen (15) rooms in which persons are or may be accommodated with sleeping apartments for hire, by the day, week or month.

Masonry means brick, stone, interlocking hollow tiles, concrete or reinforced concrete construction.

Office building means a building divided into rooms intended and used for office purposes, and no part of which shall be used for living purposes, except by the janitor and his family.

Partition wall means any interior wall other than a division wall.

Party wall means a wall used, or built to be used, in common by two or more buildings.

Portable steam or hot water radiators, wherein gas or electricity is used for producing heat, means any gas or electrically heated heating device, constructed and equipped as required in Section 1493 of Article 45 of this Chapter, wherein self-contained, tightly-enclosed water is used to radiate heat.

Reinforced concrete construction means all rock or gravel concrete used in the construction of posts, beams, lintels, girders, arches, walls and floors in which are strengthened by iron or steel mesh, wires, cables, bars or shapes embedded in the concrete in such a manner that the two (2) materials act in unison in resisting stresses due to external loads, the steel resisting all tension stresses and assisting in the resistance of shearing stresses.

Repairs means the reconstruction or renewal of any existing part of a building, or of its fixtures or appurtenances by which the strength or the fire risk is not affected or modified.

Retaining wall means all walls constructed for the purpose of holding back or supporting earth.

Semi-porous terra cotta fireproofing means all clay fireproof material having fifty (50%) per cent sawdust measured by volume, mixed with fifty (50%) per cent clay.

Shaft means any open space other than a court, extending through the building for two (2) or more stories, exterior or interior, whether for light, air, elevator, dumb-waiter or any other purposes. A vent shaft is one used solely to ventilate or light, or both, a watercloset compartment or bathroom.

Stair hall means the stairs, stair landings, hallways or passages through which it is customary to pass in going from the entrance to the roof.

Steel frame construction means every metal frame used for the support of a building. The term "steel frame" shall include all the cast and wrought iron, as well as steel, used in the construction.

Story means (for the calculation of the thickness of foundation and size of studding) the vertical distance from floor to ceiling. The minimum height of a story shall be seven and one-half (7½) feet.

Tenement house or apartment house means any building coming within the definition of a tenement house as defined in the State Housing Act.

Terra cotta, when used alone, shall apply to the hand-molded, baked clay material used for architectural decoration and construction of walls.

Theatre means a building which contains seats for the public, and to which an admission fee is charged, and in which movable scenery is used.

Thickness of wall means the minimum thickness of such wall measured between any two (2) floors, or between floor and ceiling or roof.

Ton means two thousand (2,000) pounds.

Warehouse means a building used exclusively for the storage of merchandise.

Yard means an open, unoccupied space on the same lot as the house, between the extreme rear line of the house and the rear line of the lot.

September 21, 1942—Consideration continued until September 28, 1942.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Authorizing the Clerk of the Board to Call for Bids for the Purchase of \$7,950,000 of Revenue Bonds for the Purchase of the Operative Properties of the Market Street Railway Company.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No., as follows:

Whereas, pursuant to the authority vested in the Board of Supervisors under subdivision 6 of the proposed amendment adding Section 121.1 to the Charter to be submitted to the electorate on the ballot for November 3, 1942, entitled "Revenue Bonds—Acquisition of the Market Street Railway" the Board of Supervisors, if such amendment be approved by the electorate, is authorized in advance of ratification thereof to call for bids for the purchase of \$7,950,000 of revenue bonds; and

Whereas, assuming that the electorate approves the aforementioned Charter amendment it will be prudent and will redound to the benefit of San Francisco and the riding public therein if consolidation of the two street railways is consummated as expeditiously thereafter as is

possible, particularly in view of the impending gas and tire rationing program; now, therefore, be it

Resolved, That this Board of Supervisors does hereby authorize the Clerk of the Board to advertise and call for bids to be submitted on December 14, 1942, for the purchase of \$7,950,000 of revenue bonds for the purchase of the operative properties of the Market Street Railway Company.

Discussion.

Supervisor MacPhee, in discussing the foregoing resolution, informed the Board as to meetings with representatives of several bond houses in San Francisco, with the Mayor, with representative of the Municipal Conference and other groups. At these several meetings it was brought out that some of the bond houses would not bid on the revenue bonds if they were to be offered for sale before the election, and the charter amendment, also, might not be supported. In order to promote harmony and to insure the greatest possible number of bidders, the Finance Committee is now recommending that the date for bond sale, formerly set at October 13, be changed to December 14. Various civic groups and organizations, and bond houses, have stated that they will support the charter amendment and will bid for the bonds.

Supervisor Shannon, however, pointed out that there was still undecided a proposed bond sale for October 13, 1942. Although the Mayor has vetoed the resolution, the resolution must be disposed of before a conflicting resolution can be adopted. For that reason, the proper action would be to act on the Mayor's veto, and dispose of same before acting on the new resolution.

Thereupon, Supervisor MacPhee, seconded by Supervisor Uhl, moved that Resolution No. 2889, vetoed by his Honor, the Mayor, be filed.

Supervisor Brown objected to the motion, pointing out that the Mayor's veto must be disposed of. If it is filed, it can always be taken from the files. The Mayor's veto should be sustained before voting on any conflicting measure.

The City Attorney, at the request of Supervisor MacPhee, and in answer to Supervisor MacPhee's contention that the Mayor had no jurisdiction in the matter, and accordingly had no power to veto the resolution in question, ruled that since the action of the Board providing for a sale of bonds must be done either by resolution or ordinance, the Mayor undoubtedly had the right to veto any such legislation.

Mayor's Veto Sustained.

Thereupon, the roll was called and the Mayor's veto was *sustained* by the following vote:

Noes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, Meyer—2.

Whereupon, consideration of the resolution presented by Supervisor MacPhee, with recommendation of the Finance Committee to provide for sale of \$7,950,000 of Revenue Bonds on December 14, 1942, was resumed.

Mr. Douglas Dorn, on being granted the privilege of the floor, stated that the position of the Municipal Conference has been made known to the Mayor and to Supervisor MacPhee. The Municipal Conference recognizes the benefits of consolidation of the street railway systems in San Francisco, and it wants to see the best possible deal effected.

The City Attorney, in discussing the proposed resolution, pointed out that the terms of the proposal calling for bids were not set forth

in the resolution. The resolution does not direct the Clerk as to conditions of the sale.

Supervisor MacPhee, in reply, stated that representatives of the bond houses are conferring with the Controller, Mr. George Herrington and the Manager of the Bureau of Governmental Research concerning the preparation of a proposal or prospectus which will be furnished later.

Supervisor Shannon questioned the necessity of immediate adoption of the proposed resolution. Adoption of the resolution on November 8, 1942, would give sufficient time for a bond sale on December 14th.

Supervisor MacPhee, in answer, announced that the representatives of the different bond houses desired a definite date to be set. They feel that December 14th would be an appropriate time.

The City Attorney, however, suggested that the Finance Committee be authorized to make such studies as may be necessary in order to advertise for bonds under the best conditions that can be determined after consultation with representatives of the bond houses and other interested citizens and groups.

Whereupon, Supervisor MacPhee announced he would withdraw the resolution as presented, with the consent of the Finance Committee, and would ask the City Attorney to draft the proper resolution for consideration at the next meeting of the Board.

No objection, and so ordered.

CONSIDERATION OF MAYOR'S VETO.

Mayor's Veto Sustained.

September 24, 1942.

The Honorable
The Board of Supervisors
City Hall
San Francisco, California

Gentlemen:

I have before me your Resolution No. 2889 which directs the Clerk of the Board to advertise and call for bids to be submitted on October 13, 1942, for the purchase of \$7,950,000 of revenue bonds with which to purchase the operative properties of the Market Street Railway Company.

In view of the action taken by your Finance Committee on September 21, 1942, agreeing to postpone sale of these bonds until definite specifications are available, Resolution No. 2889 is without force and effect and therefore is returned to you with my disapproval endorsed thereon.

Very truly yours,

ANGELO J. ROSSI, Mayor.

Authorizing Clerk of the Board to Call for Proposals for Purchase
of \$7,950,000 Revenue Bonds for Acquisition of Market St. Ry. Co.

(Series of 1939)

Resolution No. 2889, as follows:

Whereas, pursuant to the authority vested in the Board of Supervisors under subdivision 6 of the proposed amendment adding Section 121.1 to the Charter to be submitted to the electorate on the ballot for November 3, 1942, entitled "Revenue bonds—acquisition of the Market Street Railway" the Board of Supervisors, if such amendment be

ratified, is authorized in advance thereof to call for proposals for the purchase of \$7,950,000 of revenue bonds; and

Whereas, the receipt of a favorable proposal for the purchase of said revenue bonds showing the rate of interest required to be paid thereon, the date of maturity of such bonds and other fiscal features incident to such a proposition would demonstrate to the electorate the practicability of the proposal to acquire the properties of the Market Street Railway Company; and

Whereas, the receipt of such proposals under such conditions would have the effect of convincing the electorate of the advisability of voting such bond issue and thereby acquiring the property of the Market Street Railway Company; now, therefore, be it

Resolved, That this Board of Supervisors does hereby authorize the Clerk of the Board to advertise and call for proposals to be submitted on October 13, 1942, for the purchase of \$7,950,000 of revenue bonds.

During the consideration of resolution presented by Supervisor MacPhee, providing for sale of revenue bonds on December 14, 1942, the foregoing matter was taken up and the Mayor's veto was *sustained* by the following vote:

Noes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, Meyer—2.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Regulating the Keeping of Small Animals, Poultry and Game.

(Series of 1939)

Supervisor MacPhee presented, with recommendation of the Finance Committee:

Bill No. 1896, Ordinance No., as follows:

Amending Section 37 of Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, pertaining to the keeping and feeding of small animals, poultry and game, by providing for the installation of approved ventilation adequate light and ratproofing in commercial establishments; and providing for the gradual installation of equipment and material required under certain conditions.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 37, Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 37. Keeping and Feeding of Small Animals, Poultry and Game Birds. It shall be unlawful for any person, firm or corporation, without first obtaining a permit from the Department of Public Health so to do, to keep or feed, or cause to be kept or fed, or permit to be kept or fed, on premises over which any such person, firm or corporation may have control, the following: Live hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, within the first and second residential districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco.

(a) **Enclosures.** Provided, however, that when a permit has been issued for the maintenance of any of the above, the same must be

kept and fed in coops or enclosures complying with the following requirements, to-wit:

(1) The floor of said coop or enclosure shall be of concrete not less than two (2) inches thick and covered either with a layer of cement not less than one-half ($\frac{1}{2}$) inch thick or asphalt not less than one (1) inch thick.

(2) The said coop or enclosure shall be entirely surrounded by a brick or concrete wall at least five (5) inches in thickness and one (1) foot high.

(3) The said coop or enclosure shall be entirely surrounded by a galvanized iron wire mesh fence, wall or sides extending at least six (6) feet above the ground, which mesh shall not be greater than one-half ($\frac{1}{2}$) inch in size.

(4) Provided, however, that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl shall be permitted between the hours of sunrise and sunset to run at large within the limits of the premises. Said coops or enclosure shall be kept closed during the time that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl are so running at large. The said premises to be safely fenced so that said animals and fowl cannot escape therefrom.

(b) **Prohibitions.** It shall be unlawful for any person, firm or corporation to keep or feed, or cause to be kept or fed, or permit to be kept or fed the following: Hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, game birds, parrots of any species or other fowl in movable or portable coops in premises which are not ratproof, unless the said coops are constructed with a metal bottom and metal sides extending to a height of at least one (1) foot, surmounted by a metal cage of one-half ($\frac{1}{2}$) inch wire mesh.

It shall be unlawful for any person, firm or corporation to engage in the business of keeping, feeding, or breeding any hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, dogs, cats, for commercial purposes, within the first and second residential districts as defined by existing law.

(c) **Commercial Purposes.** It is hereby declared to be unlawful to conduct for commercial purposes any establishment in which dogs, cats, hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, are kept and maintained in the Commercial District, Light Industrial District and Heavy Industrial District, as those districts are at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, without first obtaining from the Department of Public Health a permit so to do.

No permit shall be issued by the Department of Public Health to any person, firm or corporation, to keep or maintain for commercial purposes any of the above named fowl, animals or birds within the Commercial, Light Industrial or Heavy Industrial Districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, unless said person, firm or corporation has complied in full with the following requirements:

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed "[]"

[(1) The premises to be used for the keeping and maintenance of any of the fowl, animals and birds specified above and specifi-

cally kept for commercial purposes, must be situated at least twenty-five (25) feet from the doors, windows, and other openings of any dwelling, apartment house or hotel.]

[(2) It shall be unlawful to keep or maintain any of the fowl, animals and birds above mentioned in a basement, sub-basement or cellar.]

(1) It shall be unlawful to establish hereafter any place of business for the sale of the fowl, animals and birds specified above within twenty-five (25) feet of any door, window or other opening of any dwelling, apartment house or hotel if live fowl, animals and birds intended for sale are kept therein. It shall be unlawful to keep said live fowl, animals and birds in any basement, sub-basement or cellar in any place of business hereafter established unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and is also adequately lighted, completely ratproofed and complies fully with the sanitary requirements set forth in Section 440, Article 8, Chapter V of this code.

(2) It shall be the duty of the Director of Public Health and he is hereby expressly empowered to propose to the owners of existing establishments wherein such live fowl, animals and birds are kept for purposes of sale, such sanitary improvements as may appear to the Director of Public Health to be necessary and advisable and such systems and methods of ventilation of basements, sub-basements and cellars above referred to as may appear desirable for gradual installation during the present war emergency if the equipment and materials therefor are available. It shall be unlawful after the present war emergency has terminated to keep any of the live fowl, animals and birds hereinabove specified in any basement, sub-basement or cellar unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and complies fully with the sanitary requirements of this code; provided, however, that the owners of said establishments shall have a reasonable period of time to be prescribed by the Director of Public Health following the termination of said war emergency to obtain necessary material and equipment to comply with this provision.

(3) The floors of all such premises must be constructed of water-proof material properly drained to the sewer.

(4) Said premises shall be ratproof, all openings properly fly-screened, and adequate provision must be made for the elimination of all odors.

(5) The walls and ceilings of all such premises must be of hard finished plaster, painted with two coats of lead and oil paint, light in color.

(6) In all premises where slaughtering of fowl, birds or animals is carried on in connection with the keeping of said fowl, birds or animals, the killing room must be entirely separate from that part of the premises occupied by the live fowl, animals or birds.

The floors of said slaughtering room must be of water-proof material, properly drained to the sewer. The walls and ceilings must be of hard finished plaster and painted with two coats of lead and oil paint, light in color. Refrigerating equipment must be installed for the reception of the dressed fowl, birds or animals, properly connected to the sewer. Toilet and lavatory facilities for the use of the employees engaged in the handling and slaughtering of said birds, animals or fowl must be installed in conformity with the provisions of the plumbing law.

(d) **Exceptions.** The terms and provisions of this section shall not apply to the keeping, liberation for exercise, or racing of homing or carrier pigeons which are not raised or kept for the market or for

commercial purposes, and the lofts or pigeon houses wherein said homing or carrier pigeons are kept are elevated at least three (3) feet above the ground or other foundation upon post-legs or pillars completely surrounded or covered by smooth jointless galvanized sheet metal, and within not less than twenty (20) feet from the door or window of any building used for human habitation, and the entire floor, and sides for at least two (2) feet extending upwards from the bottom of the floor of said lofts or pigeon houses, are covered or protected by galvanized iron or its equivalent, concrete, or eighteen (18) gauge wire mesh of not more than one-half ($\frac{1}{2}$) inch and the interior of said lofts or pigeon houses, wherein such carrier or homing pigeons are kept, are registered by the owners thereof with the Department of Public Health of the City and County of San Francisco, and the said lofts or pigeon houses shall be inspected by the said Department of Public Health of the City and County of San Francisco at least once a year.

Discussion.

Mr. Carroll Newburgh, representing the Central Council of Civic Clubs, opposed the removal of the prohibition against keeping poultry within 25 feet of any residential property, and urged that the word "hereafter" in Sub-paragraph 1 of Subsection C of Section 37 be deleted. The Council can see no reason for any change in the original ordinance.

Mr. Milton Marks, representing poultry establishments in Chinatown, pointed out that the legislation as presented had been approved by the Health Department and the Finance Committee. The legislation cannot be made retroactive. The ordinance provides that no places can be hereafter established within 25 feet of any residential property.

Passed for Second Reading.

Thereupon, the roll was called and the foregoing bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Providing for Collection of Scrap Metal on Vacant Lots.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2913, as follows:

Whereas, the war effort has made it necessary to immediately make available for fabrication into necessary implements, vast amounts of scrap metal; and

Whereas, in contravention of the law prohibiting the deposit of rubbish upon vacant lots, great quantities of abandoned scrap metal are to be found upon the vacant lots throughout San Francisco; and

Whereas, the collection and salvaging of such scrap metal would materially assist in the drive now being conducted to accumulate all such materials necessary to the war program; now, therefore, be it

Resolved, That the City Attorney be and is hereby requested to inform this Board as soon as possible whether or not, under the law, there is some summary process by which the abandoned metal on vacant lots may be collected and made available to the proper authorities for use in the war effort; and be it

Further Resolved, That if the City Attorney is able to provide a legal and summary process for the accomplishment of the purposes of this resolution, then the Chief Administrative Officer and the Board of

Education are respectfully requested to provide ways and means for the collection of such metals.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Mayor Requested to Appoint Citizens' Committee to Assist in Making Arrangements for United Thanksgiving Service to Be Held in the Civic Auditorium.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2912, as follows:

Whereas, for the past several years, San Francisco has maintained the custom of presenting in its Civic Auditorium a united Thanksgiving service, participated in by thousands of citizens of the Jewish, Protestant and Catholic faiths; and

Whereas, this year, particularly, when our country's men and resources are pitted against enemies of the ideals of freedom as advanced by the Pilgrims, a united Thanksgiving service, presented in the truly tolerant American spirit, takes on added significance; now, therefore, be it

Resolved, That his Honor, the Mayor, be and he is hereby requested to appoint a citizens' committee to assist in the preparation of arrangements for a united Thanksgiving service.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Meyer—1.

Amending Part I, Article 4, of the San Francisco Municipal Code, By Adding Thereto Section 410, Providing for the Waiver of Certain Health, Building and Fire Regulations Pertaining to the Occupancy of Certain Buildings or Structures Not Designed for Human Habitation That Will Permit Such Buildings or Structures to Be Used for Human Habitation During the Present War Emergency; an Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. Ordinance No., as follows:

Amending Part I, Article 4, of the San Francisco Municipal Code, by adding thereto Section 410, providing for the waiver of certain health, building and fire regulations pertaining to the occupancy of certain buildings or structures not designed for human habitation that will permit such buildings or structures to be used for human habitation during the present war emergency; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part I, Article 4, of the San Francisco Municipal Code, is hereby amended by adding thereto Section 410, to read as follows:

Sec. 410. Providing for the Waiver of Certain Health, Building and Fire Regulations Pertaining to the Occupancy of Certain Buildings During War Emergency. Whenever any building or structure in the City and County of San Francisco not designed for human habi-

tation may, in the judgment of the proper officer, board or department of the City and County of San Francisco, be used for human habitation and in such use will not result in unsafe or insanitary conditions or create a nuisance or endanger the public health, safety or welfare, such officer, board or department concerned shall grant a temporary permit to expire at the end of such emergency, for the use of such building or structure, or part thereof, for human habitation or shelter, provided, however, that no permanent right can be obtained under this Section for the occupation for human habitation of any building or structure not designed for said purpose; and any permit or right granted under the provisions of this Section shall automatically expire at the end of said emergency or upon the repeal of this Section.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does by the vote by which this ordinance is passed declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith, the nature of said emergency being the acute shortage of human habitations and shelters for the members of our armed forces and our war workers and immediate necessity of preserving public health.

Privilege of the Floor.

Mr. Raymond Smith, representing the San Francisco Real Estate Board, on being granted the privilege of the floor, explained the urgency of the foregoing legislation, stating that if living accommodations were not furnished defense workers the government would condemn certain properties to provide for necessary accommodations.

Mr. Frank Kelly announced that his department was not ready to approve the proposed legislation. There were details that must be decided.

Supervisor Roncovieri objected to acting without reference to committee. All interested parties should have the opportunity to be heard on the matter, either before one of the standing committees of the Board, or before the Board sitting as a Committee of the Whole.

Thereupon, after further brief discussion, the Chair *referred the foregoing bill to the Joint Public Health and Welfare, and Police Committee.*

Proposed Amendment or Suspension of Certain Provisions of City Planning Code to Permit Renting of Rooms in First Residential Districts.

Supervisor MacPhee again presented resolution heretofore, on September 14, 1942, presented by him, requesting the City Planning Commission to consider, and report to the Board on the advisability of amendment of the City Planning Code or the suspension of certain provisions therein, during the war emergency, to permit the renting of rooms in First Residential Districts. This resolution had been referred to the Public Buildings, Lands and City Planning Committee.

Supervisor Uhl, chairman of the Public Buildings, Lands and City Planning Committee, announced that the Committee would consider the resolution on Wednesday, September 30, at 10:00 A. M.

Amending Fire Code, Section 430, Regulating Parking Stations. (Series of 1939)

Supervisor Gallagher presented:

Bill No., Ordinance No., as follows:

An ordinance amending Section 430 of Chapter IV, the Fire Code, of Part II of the San Francisco Municipal Code, relating to automobile parking stations.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 430 of Chapter IV, the Fire Code, of Part II of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 430. **Definition.** An automobile parking station is hereby defined as a lot of land not enclosed by a roofed building where an automobile or automobiles is/are kept, placed, stored or allowed to remain thereon, except that for the purposes of this Article no such lot shall constitute an automobile parking station in any one or more of the following excepted cases:

(1) Where and to the extent that the owner or lessee of such lot places, keeps, stores, or parks thereon the automobile or automobiles, of such owner or lessee, or

(2) Where and to the extent that the owner or lessee of such lot permits not more than two automobiles not owned by the owner or lessee of said lot to be placed, kept, stored or parked thereon, provided no charge is made, paid or promised therefor, or

(3) Where the owner or lessee of a store, for the convenience of the customers of said store provides such a lot adjacent to or in the vicinity of said store for use by the customers of said store in placing, keeping, storing or parking on said lot the automobiles used by such customers in visiting said store, provided no charge is made, paid or promised therefor, or

(4) Where and to the extent that the owner or lessee of the lot, places, keeps, stores or parks thereon the automobile or automobiles used by such owner or lessee in the transaction of any business, trade or occupation conducted by such owner or lessee.

Wherever used in this Article the term "Lot" or "Lot of land" shall mean lot or parcel of land as delineated upon the diagrams and plots of the Assessor of this city and county, or any parcel of such lot, and the term "store" shall include retail store, restaurant, theatre, or other place of business.

Referred to Police Committee.

Department Heads Requested to Report to Board as to Steps Taken to Place Corporate Seal of the City and County on All Automobiles Under Their Jurisdiction.

(Series of 1939)

Supervisor Uhl presented:

Resolution No. as follows:

Whereas, on May 18, 1942, this Board of Supervisors finally passed Ordinance No. 1625 (Series of 1939), requiring the corporate seal of the City and County of San Francisco on City-owned passenger automobiles, and his Honor the Mayor approved said ordinance on May 20, 1942; and

Whereas, it is desirable that ALL automobiles owned by the City and County of San Francisco bear said corporate seal, for identification purposes; and

Whereas, Over four months' time has elapsed since said Ordinance No. 1625 (Series of 1939) was approved by his Honor the Mayor; now, therefore, be it

Resolved, That the Clerk of the Board be and he is hereby directed to communicate with the head of each board, commission and department of the municipal government, and request each such head to report in writing to this Board of Supervisors at the earliest possible

date as to what steps have been taken to place the corporate seal of the City and County on all automobiles under his jurisdiction.

Referred to Public Health and Welfare Committee.

Appropriating \$10,000 to Meet the Cost of Hospitalization of San Francisco Civilian Defense Volunteer Emergency Workers.

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

Appropriating \$10,000 to meet the cost of hospitalization of San Francisco Civilian Defense volunteer emergency workers.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$10,000 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve Civilian Defense, to Appropriation No. 202.267.51 to meet the cost of hospitalization of San Francisco Civilian Defense volunteer emergency workers.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of the emergency is as follows: A great number of the citizens of San Francisco have generously volunteered to study, train and equip themselves for the purpose of serving, assisting and educating their fellow citizens in the protection of their families, homes and city in case of enemy attack, or to forestall such attacks, during the present war emergency. Such public spirited volunteer defense workers are subject to unavoidable accident and bodily injury during the course of training and in pursuit of their defense duties. Inasmuch as funds have not heretofore been appropriated, it is important that funds be appropriated without delay, to provide for proper medical care and hospitalization of emergency volunteer Civilian Defense workers.

Approved as to form by the City Attorney.

Funds available by the Controller.

Recommended and approved by the Mayor, and Executive Head of San Francisco Civilian Defense Council.

Referred to Finance Committee.

Supplemental Appropriation, \$110,000 for Improvement of Market Street, and for Street Planing.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. 1895, Ordinance No., as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$110,000 from the surplus existing in the Special Road Improvement Fund to the credit of the following appropriations and for the purposes indicated: \$60,000 to the credit of Appropriation 248.924.00 for constructing concrete gutters in Market Street between First and Tenth Streets, and \$50,000 to the credit of Appropriation 248.925.00 for the planing of streets as recommended by the Director of Public Works and approved by the Chief Administrative Officer.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$110,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to

the credit of the following appropriations and for the purposes indicated: \$60,000 to the credit of Appropriation 248,924.00 for constructing concrete gutters in Market Street between First and Tenth Streets, and \$50,000 to the credit of Appropriation 248,925.00 for the planing of streets as recommended by the Director of Public Works and approved by the Chief Administrative Officer.

Recommended by Director Department of Public Works.

Approved by Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Consideration continued to October 5, 1942.

Providing for Hospitalization of Injured Civilian Defense Volunteers.

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

Amending Section 266, Article 3 (Employees Retirement System), Part I, and Section 150, Article 3, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, to provide for the hospitalization and medical and surgical treatment required by San Francisco civilian defense volunteer members injured in the performance of duties in connection with San Francisco civilian defense during the war the United States of America is now engaged in, and to provide that the Employees Retirement System shall be the judge of the extent of such injury and hospitalization and medical and surgical treatment required.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 266, Article 3 (Employees Retirement System), Part I, of the San Francisco Municipal Code, is hereby amended to read as follows:

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed “[]”

Sec. 266. Medical and Hospital Service. Hospitalization and medical and surgical treatment required under the said Compensation, Insurance and Safety Law, shall be furnished at the San Francisco Hospital to every employee judged by the Retirement Board to have been injured in the performance of duty, said hospital to be reimbursed for such services and supplies by the Retirement Board from contributions by the city, provided that at all times the charges for such services and supplies shall be in accordance with an agreement to be made and revised from time to time between the Retirement Board and the Department of Public Health. The Retirement Board shall have authority, however, to arrange for hospitalization and medical and surgical treatment at other hospitals, and shall have the sole authority and responsibility to provide medical and surgical treatment for all injured employees, regardless of where hospitalized; provided that, if hospitalization be at the San Francisco Hospital, physicians and surgeons to render such medical and surgical treatment shall be selected from the staff of said hospital. Each employee shall have the right, however, to provide at his own expense, such consulting or attending physicians as he may desire, in addition to physicians furnished by the Retirement Board, provided that, if such consulting or attending physicians are to render any service at the San Francisco

Hospital, they shall be selected from the staff of said hospital. *The provisions of this section shall apply to San Francisco civilian defense volunteer members who are judged by the Retirement Board to have suffered injuries arising out of and in the course of performance of duties in connection with San Francisco civilian defense during the war the United States of America is now engaged in.*

Section 2. Section 150, Article 3, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 150. Admission to San Francisco Hospital and Allied Institutions. There shall be admitted to the San Francisco Hospital, including the Isolation Division and the Hassler Health Home, the following:

(a) An indigent sick person of the City and County of San Francisco who possesses the required residence qualifications, upon application and after investigation and approval by the Director of Public Health;

(b) A psychopath, narcotic addict or habitual inebriate temporarily in custody;

(c) A physically defective and physically handicapped person under the age of eighteen (18) years when the parents or guardian of such person are not financially able to secure proper care or treatment and when such person's admission and treatment has been duly authorized in the manner provided by law;

(d) A prisoner confined to the City and County Jail who requires medical or surgical treatment necessitating hospitalization where such treatment cannot be furnished or supplied at such jail when any Court of the City and County shall have ordered the removal of such prisoner to the City and County hospital (and said prisoner elects not to furnish such treatment at his own expense);

(e) A dependent, or partially dependent, poor sick person, who possesses the required residential qualifications;

(f) A person in need of immediate hospitalization on account of accident or sudden sickness or injury or by reason of sickness or injury caused by or arising in a sudden public emergency or calamity or disaster;

(g) A person in the active stages of tuberculosis, in wards established for the treatment of such persons;

(h) A person to be quarantined or isolated in the city and county hospital with a contagious, communicable or infectious disease;

(i) An expectant mother who is unable to pay for her care and the cost of her maintenance; (and care shall be paid by and be a proper charge against the county of her residence);

(j) An indigent sick or dependent poor person from another county which lacks the proper facilities for the caring of such patients; (and care shall be paid by and be a proper charge against the county of which said person is a resident);

[(k) A city and county employee injured in the course of his employment by the city and county when hospitalization is reasonably required to cure and relieve the effects of such injury;]

(k) A city and county employee who is judged by the Retirement Board to have suffered an injury arising out of and in the course of his employment by the city and county, when hospitalization is reasonably required to cure and relieve the effects of such injury; and, during the war the United States of America is now engaged in, San Francisco civilian defense volunteer members who are judged by the Retirement Board to have suffered an injury arising out of and in the course of performance of duties in connection with San Francisco

civilian defense, when hospitalization is reasonably required to cure and relieve the effects of such injury;

(1) A person sent by the immigration authorities of the United States Government (under such conditions as may be contracted for between the Director of Public Health and the United States Government);

(m) Provided, nothing in this section shall be construed as restraining the Director of Public Health from obeying or carrying out or giving effect to any law that may exist or be hereafter passed, relating to the hospitalization of patients in county hospitals which may affect the San Francisco Hospital, including the Isolation Division and the Hassler Health Home.

Recommended by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Referred to Finance Committee.

Appropriating the sum of \$2,475 Out of the Surplus in Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to Credit of Appropriation No. 266-110-15, Water Department—Permanent Salaries, to Provide for Compensation of One O-172 Chief Engineer of Stationary Steam Engines at Rate of \$275 Per Month, Effective October 1, 1942; Abolishing Position of One O-170 Assistant Chief Engineer of Stationary Steam Engines at Rate of \$273 Per Month.

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$2,475 out of the surplus in Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to credit of Appropriation No. 266-110-15, Water Department—Permanent Salaries, to provide for compensation of one O-172 Chief Engineer of Stationary Steam Engines at rate of \$275 per month, effective October 1, 1942; abolishing position of one O-170 Assistant Chief Engineer of Stationary Steam Engines at rate of \$273 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,475 is hereby appropriated from the surplus existing in Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to credit of Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to provide for compensation of one O-172 Chief Engineer of Stationary Steam Engines at rate of \$275 per month, effective October 1, 1942.

Section 2. The position of one O-172 Chief Engineer of Stationary Steam Engines is hereby created; the position of one O-170 Assistant Chief Engineer of Stationary Engines is hereby abolished.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Approved as to funds by the Controller.

Recommended by the Manager of Utilities.

Approved as to Classification by the Civil Service Commission.

Approved by the Mayor.

Referred to Finance Committee.

Appropriating the Sum of \$20,000 from the Water Department Land Purchase Fund to the Credit of Appropriation No. 90-600-66, to Provide for the Purchase of Land Required for the San Andres Outlet No. 3—San Mateo County.

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$20,000 from the Water Department Land Purchase Fund to the credit of Appropriation No. 90-600-66, to provide for the purchase of land required for the San Andres Outlet No. 3—San Mateo County.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$20,000 is hereby appropriated from the Water Department Land Purchase Fund to the credit of Appropriation No. 90-600-66, to provide for the purchase of land required for the San Andres Outlet No. 3—San Mateo County.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Recommended by the Manager of Utilities.

Approved as to funds by the Controller.

Approved by the Mayor.

Referred to Finance Committee.

Appointment of Legislative Representative.

Supervisor O'Gara announced his intention of presenting a resolution authorizing the appointment of a legislative representative. The resolution will call for consideration by Joint County, State and National Affairs Committee, Judiciary and Finance, of developing a coordinated legislation policy and appointment of legislative representative far in advance of the opening of the legislature. In closing, Supervisor O'Gara requested that the resolution be considered as having been presented and referred to the proper committee.

Referred to Joint County, State and National Affairs, Judiciary and Finance Committee.

Supervisor O'Gara Excused From Committee Activities.

Supervisor O'Gara reported that on or about the 1st of November, 1942, he expected to be in the armed forces of the United States. Until then, he desired to be relieved of the Chairmanship of the Judiciary Committee and of membership on other committees. He would, however, try to be in attendance at all Board meetings, and would be in attendance at as many committee meetings as possible.

Supervisor Shannon, following Supervisor O'Gara's statement, expressed the sentiments of the members of the Board, saying that the Board will feel a great loss at Supervisor O'Gara's leaving, and the armed forces will receive a great addition. The Board will take pride in Supervisor O'Gara's doings, and will follow his course with great interest.

Thereupon Supervisor Mead moved that Supervisor O'Gara's request be granted. Motion seconded by Supervisor Shannon.

Motion carried by unanimous rising vote.

President Colman announced that he would take over the Chairmanship of the Judiciary Committee and membership on Supervisor O'Gara's other committees.

Reports on Convention of League of California Cities.

Supervisor Uhl announced that he understood that transcripts of proceedings of the convention would not be available. He moved, that transcripts be prepared by Supervisors who attended the convention, and that they be read to the Board on Monday, October 5, 1942, at 3:00 P. M.

Motion referred to Finance Committee.

Supervisors Brown, Mead, Green, and Shannon all reported at considerable length on the various activities of the League of California Cities, at the convention, and stressed the importance of membership in such an organization.

Adjustment of Fire Insurance Premiums in Consideration of City Taking Over Fire Patrol.

The following was presented by Supervisor O'Gara, *ordered spread in the Journal, and copy sent to Civic League of Improvement Clubs and Associations.*

Whereas, the Board of Fire Underwriters of the Pacific has been advised that following numerous conferences between the Board of Supervisors of the City and County of San Francisco, other public officers, interested parties, and the Underwriters Fire Patrol, the Board of Supervisors decided to place before the electorate of San Francisco a charter amendment which, if adopted, would result in a discontinuance of the services heretofore performed by such Underwriters Fire Patrol, and an assumption of such services by the San Francisco Fire Department; and

Whereas, the services of the Underwriters Fire Patrol have consisted of providing skilled men and the necessary equipment to enter burning buildings and cover contents thereof with waterproof covers, thus lessening the damage to contents which would otherwise occur by fire, smoke, or the use of water or chemicals in extinguishing fires; and

Whereas, the expense of operation of said Underwriters Fire Patrol has heretofore been met by an assessment of two per cent (2%) upon fire insurance premiums on San Francisco property paid by the fire insurance companies; and

Whereas, if the electorate adopts the proposed charter amendment No. 32 in the November, 1942, election, fire insurance companies will be relieved, after July 1, 1943, of this cost and obligation, and the expense of performing this necessary public service will be assumed by the San Francisco Fire Department; and

Whereas, fire insurance companies, members of the Board of Fire Underwriters of the Pacific, believe that in the event of their being relieved of such expense, equity demands that such savings should be passed on to the citizens of San Francisco by commensurate reductions in fire insurance premiums, such reductions preferably to apply to premiums for insurance on contents of buildings within the areas covered by the services of the Underwriters Fire Patrol, or any future extensions thereof by the San Francisco Fire Department; now, therefore, be it

Resolved, That the Manager of the Board of Fire Underwriters of the Pacific be authorized and instructed, and he is hereby so authorized and instructed, to confer and consult with the Board of Supervisors of the City and County of San Francisco, other public officers and interested parties to the end that the aforesaid equitable adjustment of fire insurance premiums may be effectuated; and the Manager is hereby given authority, within the scope of this resolution, to adjust

fire insurance rates to carry out the purposes and intents set forth in this resolution.

The above resolution approved by the Executive Committee of the Board of Fire Underwriters of the Pacific at their meeting, September 24, 1942.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From San Francisco Junior Chamber of Commerce, addressed to Supervisor O'Gara, and presented by him, calling attention to the growth of the bicycle problem and the need for its regulation; also, copy of report, "Safety on Two Wheels," dealing with the bicycle problem, and prepared by Bureau of Traffic Safety Education, Department of Motor Vehicles of the State of California.

Referred to Finance Committee.

From Senator Hiram W. Johnson, acknowledging receipt of petition with reference to legislation to provide medical care, hospitalization and compensation for civilian defense workers injured in line of duty.

Communication filed.

From Congressman Richard J. Welch, acknowledging receipt of Resolutions Nos. 2823 and 2853, recently adopted by the Board.

Filed.

From Susie A. Corpstein, President, Teachers' Association of San Francisco, expressing appreciation for the Board's action in ordering submitted to the voters a charter amendment to provide for payment of teachers' salaries in twelve equal monthly payments.

Filed.

From Martha A. Chickering, State Council of Defense, Los Angeles, inviting attendance of members of the Board at places and dates set forth therein for consideration of defense procedure as it pertains to public welfare.

All members of Board, who desire, authorized by the Chair to attend.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5:30 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors October 5, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, October 5, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, OCTOBER 5, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, October 5, 1942,
2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Brown was noted present at 2:50 P. M.

Supervisor Gallagher was excused from attendance.

Supervisor Brown, at the hour of 4:30 P. M., was excused from attendance.

APPROVAL OF JOURNALS.

The Journals of Proceedings of the meetings of September 15, 21 and 28, 1942, were considered read and approved.

SPECIAL ORDER—3:00 P. M.

Supervisor MacPhee, before the regular calendar matters were taken up, announced that he had made an appointment, subject to confirmation by the Board, to hear from the United States Employment Service on a subject in which they are greatly interested, and moved that the Board confirm his action.

No objection and so ordered.

Supervisor Shannon, however, although, he stated, he was not objecting to Supervisor MacPhee's motion, stated that he believed it inadvisable to set any Special Order of business based on an appointment that might be made by any member of the Board. It might, at times, greatly interfere with other important business of the Board.

At the hour of 3:00 P. M., pursuant to above motion by Supervisor MacPhee, the following recommendation of the Commercial and Industrial Development Committee, presented by Supervisor MacPhee, was taken up:

Requesting Civil Service Commission to Liberalize Its Rules as to Seniority Rights of Employees for Release of Employees to Aid the War Effort.

(Series of 1939)

Resolution No. 2926, as follows:

Whereas, the War Manpower Commission has asked the assistance

of this Board of Supervisors to secure adequate personnel for the war effort; and

Whereas, the Board of Supervisors, realizing what the war effort and its successful culmination mean to our nation, desired to do everything possible to assist in supplying the personnel needed; and

Whereas, the Board of Supervisors also realizes that the Civil Service Commission has certain rules and regulations governing leaves of absence which are necessary to protect the service and knows the present difficulty of recruiting personnel to fill positions vacated by military leaves of absence; now, therefore, be it

Resolved, That the Board of Supervisors requests the Mayor and the Chief Administrative Officer to ask all appointing officers to cease all department activities which can possibly be left for the post-war period and continue only activities which are absolutely essential to routine maintenance and operation; and be it further

Resolved, That the Civil Service Commission be requested to liberalize its rules so as to protect seniority rights of employes in order to provide for release of employes to aid the war effort, and for re-assignment of employes from non-essential to essential activities in order that employments may be released for service in the war effort without unduly hampering the city service.

Privilege of the Floor.

Mr. W. Lee Sandburg, Manager of United States Employment Service, was, on motion by Supervisor MacPhee, granted the privilege of the floor. Mr. Sandburg, in addressing the Board, pointed out that San Francisco has in its employ, very high class workers who are not engaged in essential war work, and who possess far greater skill than their city employment calls for. Such men are desperately needed in the war industry. The men would be glad to go into war production if their rights to return to their jobs at the close of the emergency, and their seniority ratings were assured.

Supervisor O'Gara, in discussing the resolution, stated that there are city employes who would be glad to accept employment in essential war industries, but who are most reluctant to leave their present jobs under the present circumstances. For that reason, he would move as an amendment to the resolution, as presented, that there be added the following:

"Further Resolved, That if the Civil Service Commission finds it cannot, under existing charter provisions, grant necessary leaves of absence to men leaving the city service to engage in essential war industry, that the Mayor be requested to declare an emergency for the purpose of releasing men for war work." Motion seconded by Supervisor Roncovieri.

Mrs. Dolen, representing the Civil Service Commission, on being asked the views of the Commission, reported that if department heads would refrain from requesting replacement of people who desire to leave the city's service to engage in war work, perhaps some arrangements might be made to comply with the request outlined in the resolution. The Commission disliked to turn down requests for leaves of absence, but it cannot find personnel to fill the jobs of people who leave the service. The Commission would prefer that the amendment offered by Supervisor O'Gara be not approved until it can see what is possible to be worked out. It does not believe any declaration of an emergency is necessary at this time.

Thereupon Supervisor O'Gara announced that, with the understanding that the Commission would give very serious consideration to the entire picture, he would withdraw the proposed amendment.

Adopted.

Thereupon, the roll was called and the foregoing resolution was *adopted* by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

SPECIAL ORDER—2:00 P. M.**Assessment Confirmed.**

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of portion of Moraga Street between Thirty-seventh and Thirty-eighth Avenues, by paving, etc., by Chas. L. Harney, as described in Declaration of Intention, Order No. 16530 of August 29, 1941.

No protests having been made, the assessment was *confirmed* and the Clerk was directed so to notify the Director of Public Works.

UNFINISHED BUSINESS.**Final Passage.**

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Exchange of Land—St. Mary's Park.

(Series of 1939)

Bill No. 1883, Ordinance No. 1794, as follows:

Authorizing conveyance of certain surplus city-owned land to the Roman Catholic Archbishop of San Francisco in exchange for certain other land required for a storm sewer.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 92 of the Charter and in accordance with the recommendation of the Department of Public Works, the Director of Property in lieu of sale is hereby authorized and directed to arrange for trading to the Roman Catholic Archbishop of San Francisco, a corporation sole, that certain real property hereinafter described as Parcel "A," in exchange for certain other land hereinafter described as Parcel "B." Said parcels are situated in the City and County of San Francisco, State of California, and are more particularly described as follows:

Parcel A:

"Beginning at the point of intersection of the southeasterly line of Mission Street with the southwesterly line of St. Mary's Park as per map recorded in Map Book J at pages 47 to 54 inclusive, Official Records of the City and County of San Francisco; thence running southeasterly along last named line 135.895 feet to the most southwesterly point of the property described in deed recorded in Book 1725 Official Records at page 357, last named point being also on the northwesterly line of the proposed Alemany Boulevard; thence running southwesterly, westerly and northwesterly along said line of Alemany Boulevard the following courses and distances, on the arc of a curve to the left, tangent to a line deflected 161° 02' 40" to the right from the preceding course, radius 1050 feet, central angle 4° 53' 22", a distance of 89.604 feet to a point of reverse curve; thence on the arc of a curve to the

right, tangent to the preceding curve at the latter point, radius 50 feet, central angle $57^{\circ} 28' 42''$, a distance of 50.159 feet; thence tangent to the preceding curve 19.651 feet to said line of Mission Street; thence at right angles northeasterly along last named line 21.257 feet to the point of beginning.

"Being a portion of Block 5 of the Map of College Homestead Association, recorded in Map Book 2A & B, page 63, Official Records."

Parcel B:

"All of Lot 43, Block 5842, as per map of St. Mary's Park recorded February 29, 1924 in Book "J" of Maps, pages 47 to 54 inclusive, Official Records of the City and County of San Francisco."

Section 2. The Director of Property has made an appraisal of said real property and estimates the value of Parcel "A" to be equal in value to Parcel "B."

Section 3. The Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute the necessary deed for the conveyance of Parcel "A" to the Roman Catholic Archbishop of San Francisco, a corporation sole. The Director of Property is hereby authorized and directed to deliver said deed to the grantee upon receipt of the necessary deed conveying Parcel "B" to the City and County of San Francisco and to accept and record the latter deed.

Recommended by the Director of Public Works and Director of Property.

Approved by the Chief Administrative Officer.

Form approved by the City Attorney.

Funds available by the Controller.

Description approved by City Engineer.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

An Ordinance Providing the Basis of Compensation for the Use by the City and County of Automobiles Privately Owned by Officers and Employees.

(Series of 1939)

Bill No. 1884, Ordinance No. 1803, as follows:

An ordinance providing the basis of compensation for the use by the City and County of Automobiles privately owned by officers and employees.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Every officer and employee of the City and County of San Francisco who, with the approval of his department head, uses his privately owned automobile for the official business of said City and County shall be compensated for the actual number of miles so traveled at the rate or rates to be established hereunder by the Purchaser of Supplies.

The Purchaser of Supplies is hereby authorized and directed to establish mileage rates to be paid hereunder. The rates established by the Purchaser of Supplies shall be subject to the approval of the Chief Administrative Officer. The accounting to be rendered hereunder shall be as prescribed by the Controller.

It shall be unlawful for any officer or employee to be compensated

for the use of his privately owned automobile for the official business of the City and County except in the manner herein provided.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Amending Ordinance Providing for the Bonding of Municipal Employees.

(Series of 1939)

Bill No. 1885, Ordinance No. 1795, as follows:

An amendment to Section 24, Ordinance No. 1058, covering the bonding of various employees of the Park Department of the City and County of San Francisco.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 24 of Ordinance No. 1058 (Series of 1939), which requires the bonding of various employees of the Park Department of the City and County of San Francisco, is hereby amended by adding the following employments in the amount of bond set opposite thereto:

Cooks (2), each.....	\$1,000
Foreman Recreational Activities.....	1,000

Section 2. The positions of one Cashier, one Tennis Court Supervisor, and one Yardman are hereby eliminated from Section 24 of Ordinance No. 1058 (Series of 1939), above mentioned, and no bond shall hereafter be required from the occupants of said positions.

Section 3. The cost of such bonds shall be paid from such funds as may be appropriated or set aside for the purpose.

Recommended by the Superintendent of Parks.

Approved by the Park Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Appropriating \$92,360, Municipal Railway, to Meet Increased Demands for Service.

(Series of 1939)

Bill No. 1889, Ordinance No. 1796, as follows:

Authorizing a supplemental appropriation of \$92,360 from the Unappropriated Balance of Funds—Municipal Railway to meet the increased demands for service.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$92,360 is hereby appropriated from the Unappropriated Balance of Funds—Municipal Railway, to the credit of the following appropriations:

265-130-00—Wages	\$66,000
265-135-00—Sick Leave	660
265-200-00—Contractual Services	5,000
265-231-00—Power	10,800
265-300-00—Materials and Supplies.....	6,600
265-860-00—Pension Contributions	3,300

Section 2. This appropriation is necessary due to large increase in travel, and also the expected further increase due to gasoline rationing, and the paying of penalty overtime due to shortage of labor. It is therefore necessary to provide for additional employment, additional contractual services, additional power, materials and supplies in order to meet the increased demands for service to be provided by the Municipal Railway.

Recommended by the Manager of Utilities.

Approved by the Mayor.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Final Passage.

The following recommendation of Streets Committee, heretofore Passed for Second Reading, was taken up:

Accepting Roadway of Intersection of Topeka Avenue and Newhall Street.

(Series of 1939)

Bill No. 1887, Ordinance No. 1797, as follows:

Providing for acceptance of the roadway of the intersection of Topeka Avenue and Newhall Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

The intersection of Topeka Avenue and Newhall Street, including the curbs.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department, for October, 1942.

(Series of 1939)

Resolution No. 2914, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing additional names and amounts to

be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, for the month of October, 1942, and also denials, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2915, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905—Duplicate Tax Fund.

1. Stoneson Bros., per Lots 1, 22, and 26, Block 7240-A, second installment fiscal year 1941-42.....	\$ 55.60
2. Stoneson Bros., per Lot 1, Block 7242, first and second installments fiscal year 1941-42.....	44.40
3. Stoneson Bros., per Lots 5-X and 5, Block 7237, first and second installments, respectively, fiscal year 1941-42 .....	.88
4. Stoneson Bros., per Lot 2-B, Block 7233, second installment fiscal year 1941-42.....	50.77
5. Stoneson Bros., per Lot 3, Block 7240, second installment fiscal year 1941-42.....	18.02
6. Stoneson Bros., per Lot 2, Block 7239, first and second installments fiscal year 1941-42.....	19.78
7. Stoneson Bros., per Lot 1, Block 7235, first and second installments fiscal year 1941-42.....	33.84
8. Stoneson Bros., per Lot 2-A, Block 7233, first installment fiscal year 1941-42.....	55.61
9. V. P. Higgins, per Lot 2, Block 2310, second installment fiscal year 1941-42.....	2.20
10. Harold B. Barber, per Lots 1 and 9, Block 5867 and 5840, respectively, first and second installments fiscal year 1941-42.....	17.97
11. Mrs. Emma Luft, per Lot 29, Block 5804, second installment fiscal year 1941-42.....	12.75
12. Robert F. Funke, per Lot 18, Block 5835, first installment fiscal year 1940-41.....	7.54
13. Gilmore Oil Co., per Lot 9, Block 3717, first and second installments fiscal year 1941-42.....	87.92
14. John M. Douglas, per Lot 17, Block 2405, first and second installments fiscal year 1941-42.....	115.18

From Appropriation No. 60.969.00—Taxes Refunded Fund.

1. John Printer, Vol. 5, Page 1, Line 23, fiscal year 1942	15.83
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Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2916, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905—Duplicate Tax Fund:

1. Harriet M. Christanson, per Lot 44, Block 7015,
first and second installments fiscal year 1941-42...\$ 27.70

From Appropriation No. 60,969.00—Taxes Refunded Fund:

1. Honolulu Iron Works Co., per Vol. 2, Page 46, Line
15, fiscal year 1942-43..... 945.14
2. Theo. H. Davies & Co., Ltd., Vol. 1, Page 78, Line
13, fiscal year 1942-43..... 2,030.03
3. Hawaii Meat Co., Ltd., Vol. 2, Page 38, Line 25,
fiscal year 1942-43..... 879.20
4. Hawaiian Pineapple Company, per Vol. 8, Page 107,
Line 6, fiscal year 1942-43..... 76.96
5. Castle and Cooke, Ltd., per Vol. 7, Page 31, Line 9,
fiscal year 1942-43..... 127.05
6. Alexander and Baldwin, Ltd., per Vol. 6, Page 105,
Line 17, fiscal year 1942-43.....
7. American Factors, Ltd., per Vol. 6, Page 115, Line
25, fiscal year 1942-43..... 2,637.60

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Land Purchase—McLaren Park.

(Series of 1939)

Resolution No. 2917, as follows:

Resolved, In accordance with the recommendation of the Park Department, that the City and County of San Francisco, a municipal corporation, accept a deed from Ada Sautter Cooper, or the legal owner, to Lots 12 and 13, Assessor's Block 6136, San Francisco, required for the proposed McLaren Park, and that the sum of \$250 be paid from Appropriation No. 212.600.03 for said land.

The City Attorney shall examine and approve the title to said property.

Approved by the Director of Property.

Approved by the Park Department.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Authorizing Assessor to Become a Member of the San Francisco Chapter of the National Association of Cost Accountants.

(Series of 1939)

Resolution No. 2918, as follows:

Resolved, That the Assessor of the City and County of San Francisco be and he is hereby authorized to become a member of the San Francisco Chapter of the National Association of Cost Accountants, the membership expense therefor to be paid out of properly appropriated funds of the Assessor's Office.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Final Passage.

Appropriating \$3,200, Civilian Defense, for Purchase of Four Automobiles; an Emergency Ordinance.

(Series of 1939)

Bill No. 1886, Ordinance No. 1796, as follows:

Appropriating the sum of \$3,200 from Appropriation No. 202,000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202,400.79-12-1, to provide funds for the purchase of four used automobiles, of the sedan type, at an estimated cost of \$800 each, for the office of Civilian Defense (Auxiliary Police Service); an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$3,200 is hereby appropriated from Appropriation No. 202,000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202,400.79-12-1, to provide funds for the purchase of four used automobiles, of the sedan type, at an estimated cost of \$800 each, for the office of Civilian Defense (Auxiliary Police Service).

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Auxiliary Police Service is charged with important duties and responsibilities involving the welfare and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency, and that said sum herein appropriated is necessary for the efficient operation of said Auxiliary Police Service.

Recommended by the Director of Civilian Defense.

Approved by the Mayor and Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

September 21, 1942—Consideration continued until September 28, 1942.

September 28, 1942—Consideration postponed one week.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Passed for Second Reading.**Appropriation of \$110,000, Concrete Gutters, Market Street, First to Tenth Streets.**

(Series of 1939)

Bill No. 1895, Ordinance No., as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$110,000 from the surplus existing in the Special Road Improvement Fund to the credit of the following appropriations and for the purposes indicated: \$60,000 to the credit of Appropriation No. 248.924.00 for constructing concrete gutters in Market Street between First and Tenth Streets, and \$50,000 to the credit of Appropriation No. 248.925.00 for the planing of streets as recommended by the Director of Public Works and approved by the Chief Administrative Officer.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$110,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to the credit of the following appropriations and for the purposes indicated: \$60,000 to the credit of Appropriation No. 248.924.00 for constructing concrete gutters in Market Street between First and Tenth Streets, and \$50,000 to the credit of Appropriation No. 248.925.00 for the planing of streets as recommended by the Director of Public Works and approved by the Chief Administrative Officer.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Final Passage.**Appropriating \$10,000, Hospitalization of Civilian Defense Volunteer Emergency Workers; an Emergency Ordinance.**

(Series of 1939)

Bill No. 1897, Ordinance No. 1799, as follows:

Appropriating \$10,000 to meet the cost of hospitalization of San Francisco Civilian Defense volunteer emergency workers; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$10,000 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve Civilian Defense, to Appropriation No. 202.267.51 to meet the cost of hospitalization of San Francisco Civilian Defense volunteer emergency workers.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed specifically declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of the emergency is as follows: A great number of the citizens of San Francisco have generously volunteered to study, train and equip themselves for the purpose of serving, assisting and educating their fellow

citizens in the protection of their families, homes and city in case of enemy attack, or to forestall such attacks, during the present war emergency. Such public spirited volunteer defense workers are subject to unavoidable accident and bodily injury during the course of training and in pursuit of their defense duties. Inasmuch as funds have not heretofore been appropriated, it is important that funds be appropriated without delay, to provide for proper medical care and hospitalization of emergency volunteer Civilian Defense workers.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Passed for Second Reading.

Providing for Hospitalization of Injured Civilian Defense Volunteers.

(Series of 1939)

Bill No. 1898, Ordinance No., as follows:

Amending Section 266, Article 3 (Employees Retirement System), Part I, and Section 150, Article 3, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, to provide for the hospitalization and medical and surgical treatment required by San Francisco Civilian Defense volunteer members injured in the performance of duties in connection with San Francisco Civilian Defense during the war the United States of America is now engaged in, and to provide that the Employees Retirement System shall be the judge of the extent of such injury and hospitalization and medical and surgical treatment required.

Be it ordained by the People of the City and County of San Francisco, as follows:

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed “[]”

Section 1. Section 266, Article 3 (Employees Retirement System), Part I, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 266. **Medical and Hospital Service.** Hospitalization and medical and surgical treatment required under the said Compensation, Insurance and Safety Law, shall be furnished at the San Francisco Hospital to every employee judged by the Retirement Board to have been injured in the performance of duty, said hospital to be reimbursed for such services and supplies by the Retirement Board from contributions by the city, provided that at all times the charges for such services and supplies shall be in accordance with an agreement to be made and revised from time to time between the Retirement Board and the Department of Public Health. The Retirement Board shall have authority, however, to arrange for hospitalization and medical and surgical treatment at other hospitals, and shall have the sole authority and responsibility to provide medical and surgical treatment for all injured employees, regardless of where hospitalized; provided that, if hospitalization be at the San Francisco Hospital, physicians and surgeons to render such medical and surgical treatment shall be selected from the staff of said hospital. Each employee shall have the right, however, to provide at his own expense, such consulting or attending physicians as he may desire, in addition

to physicians furnished by the Retirement Board, provided that, if such consulting or attending physicians are to render any service at the San Francisco Hospital, they shall be selected from the staff of said hospital. *The provisions of this section shall apply to San Francisco Civilian Defense volunteer members who are judged by the Retirement Board to have suffered injuries arising out of and in the course of performance of duties in connection with San Francisco Civilian Defense during the war the United States of America is now engaged in.*

Section 2. Section 150, Article 3, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 150. Admission to San Francisco Hospital and Allied Institutions. There shall be admitted to the San Francisco Hospital, including the Isolation Division and the Hassler Health Home, the following:

(a) An indigent sick person of the City and County of San Francisco who possesses the required residence qualifications, upon application and after investigation and approval by the Director of Public Health;

(b) A psychopath, narcotic addict or habitual inebriate temporarily in custody;

(c) A physically defective and physically handicapped person under the age of eighteen (18) years when the parents or guardian of such person are not financially able to secure proper care or treatment and when such person's admission and treatment has been duly authorized in the manner provided by law;

(d) A prisoner confined to the City or County Jail who requires medical or surgical treatment necessitating hospitalization where such treatment cannot be furnished or supplied at such jail when any Court of the City and County shall have ordered the removal of such prisoner to the City and County hospital (and said prisoner elects not to furnish such treatment at his own expense);

(e) A dependent, or partially dependent, poor sick person, who possesses the required residential qualifications;

(f) A person in need of immediate hospitalization on account of accident or sudden sickness or injury or by reason of sickness or injury caused by or arising in a sudden public emergency or calamity or disaster;

(g) A person in the active stages of tuberculosis, in wards established for the treatment of such persons;

(h) A person to be quarantined or isolated in the city and county hospital with a contagious, communicable or infectious disease;

(i) An expectant mother who is unable to pay for her care and the cost of her maintenance; (and care shall be paid by and be a proper charge against the county of her residence);

(j) An indigent sick or dependent poor person from another county which lacks the proper facilities for the caring of such patients; (and care shall be paid by and be a proper charge against the county of which said person is a resident);

[(k) A city and county employee injured in the course of his employment by the city and county when hospitalization is reasonably required to cure and relieve the effects of such injury;]

(k) *A city and county employee who is judged by the Retirement Board to have suffered an injury arising out of and in the course of his employment by the city and county, when hospitalization is reasonably required to cure and relieve the effects of such injury; and, during the war the United States of America is now engaged in, San Francisco Civilian Defense volunteer members who are judged by the*

Retirement Board to have suffered an injury arising out of and in the course of performance of duties in connection with San Francisco Civilian Defense, when hospitalization is reasonably required to cure and relieve the effects of such injury;

(l) A person sent by the Immigration authorities of the United States Government (under such conditions as may be contracted for between the Director of Public Health and the United States Government);

(m) Provided, nothing in this section shall be construed as restraining the Director of Public Health from obeying or carrying out or giving effect to any law that may exist or be hereafter passed, relating to the hospitalization of patients in county hospitals which may affect the San Francisco Hospital, including the Isolation Division and the Hassler Health Home.

Approved as to form by the City Attorney.

Recommended by the Chief Administrative Officer.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Amending License Basis for Moving Picture Exhibitions.

(Series of 1939)

Bill No. 1899, Ordinance No., as follows:

Amending Section 125, Article 2, Part III, of the San Francisco Municipal Code, providing for a license fee for moving picture exhibitions, by amending the provision governing general admission charges, on which basis said license fees are, in part, based; providing for clarification of seating capacity; and providing for the effective date of this ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 125, Article 2, Part III, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 125. **Moving Picture Exhibitions.** Every person, firm or corporation maintaining, conducting or operating any public place where moving pictures are exhibited, unless such person shall have secured a license under Section 143 of this Article, shall, after securing a permit as provided for by Article 16, Chapter IV (Fire Code), Part II, of the San Francisco Municipal Code, pay therefor a license fee of Ten (\$10.00) Dollars a day or a quarterly license fee, based on the seating capacity of the moving picture place and the maximum general admission charge, as follows:

Note: Matter cancelled is set in bold face.

Seating Not Over	General Admission Charge Not Over		General Admission Charge
	15c 25c or Less	35c 45c or Less	36c 46c or Over
500	\$15.00	\$ 25.00	\$ 75.00
1,000	25.00	50.00	100.00
1,500	40.00	60.00	150.00
2,000 1,501 or over	50.00	100.00	200.00

The issuance of this license shall not exempt the licensee therein named from the provisions of Article 5, Chapter III (Electrical Code), Part II, of the San Francisco Municipal Code.

Section 2. The effective date of this ordinance shall be October 26, 1942.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Passed for Second Reading.

The following from the Joint Public Health and Judiciary Committee, without recommendation, was taken up:

Present: Supervisors Shannon, Roncovieri.

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, Relating to Nursing Homes.

(Series of 1939)

Bill No. 1848, Ordinance No., as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. Establishment and Maintenance of Nursing Homes. No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. Definitions. For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

NOTE: Additions are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed "[]"

b. Permits. The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter established; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, **[and in addition thereto the property owners of all property within 200 feet of the exterior boundary lines of the applicant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property]** *and in addition thereto a notice of the hearing under Section 22 shall be sent to the occupants at all addresses on each side of the street within 200 feet on each side of the street address of the location of the proposed nursing home and the list of the said street addresses and, when possible the names of the owners thereof, shall be furnished by the applicant to the Department of Public Health,* and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disap-

proval of the application may be predicated upon such grounds. The Department of Public Health shall issue a permit to each nursing home existing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. Types of Buildings. No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than [five (5)] *eight* (8) inmates. Any such nursing home hereafter established, and having accommodations for not more than [five (5)] *eight* (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than [five (5)] *eight* (8) inmates are housed in a nursing home the building shall be of Class A or B construction.

d. Registers. The holder of a permit shall keep a register, in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. Transfer of Permits. No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. Inspection. The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said nursing homes and to inspect the permit and register thereof and to require compliance with this section.

September 21, 1942—Consideration continued until September 28, 1942.

September 28, 1942—Consideration continued until October 5, 1942.

Discussion.

Supervisor O'Gara reported that the City Attorney had recommended that because the foregoing Bill needs so much "working over," it be re-referred to committee.

Privilege of the Floor.

Mr. S. L. Sefton, on being granted the privilege of the floor, pointed out that the proposed amendment to permit eight patients in nursing homes had no opposition. The only point at issue was the require-

ments for notification of property owners and citizens about the filing of applications for permits to establish nursing homes. Therefore, he would recommend that all reference to notices be deleted from the foregoing Bill and that the remainder of the Bill be Passed for Second Reading. Subsequently an amendment to Section 22, Part III of the San Francisco Municipal Code, to provide for notification with respect to applications for permits to establish nursing homes, might be considered.

Supervisor O'Gara, in reply, stated he had no objection to leaving the matter of notices as it is at present, but he did not think there should be eliminated, for the present, all requirements for notices. Therefore, he would move that Section 158, Sub-section b, be amended by deleting therefrom the language in italics, and substituting the language printed in bold face type. By this amendment the ordinance would retain the requirements for notification that are at the present time in force. Motion seconded by Supervisor MacPhee.

Thereupon, the roll was called and the foregoing bill, as amended, and reading as follows, was *passed for second reading* by the following vote:

**Amending Section 158 of Article III, Chapter V, Part II of the
San Francisco Municipal Code, Relating to Nursing Homes.**

(Series of 1939)

Bill No. 1848, Ordinance No., as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. Establishment and Maintenance of Nursing Homes. No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. **Definitions.** For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

b. **Permits.** The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter established; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, and in addition thereto the property owners of all property within 200 feet of the exterior boundary lines of the applicant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property, and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disapproval of the application may be predicated upon such grounds. The Department of Public Health shall issue a permit to each nursing home exist-

ing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. Types of Buildings. No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than eight (8) inmates. Any such nursing home hereafter established, and having accommodations for not more than eight (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than eight (8) inmates are housed in a nursing home the building shall be of Class A or B construction.

d. Registers. The holder of a permit shall keep a register in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. Transfer of Permits. No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. Inspection. The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said nursing homes and to inspect the permit and register thereof and to require compliance with this section.

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Gallagher—1.

Passed for Second Reading.

The following recommendation of Public Buildings, Lands and City Planning Committee was taken up:

Present: Supervisors Uhl, Gallagher, MacPhee.

San Francisco Housing Code. (Series of 1939)

Bill No. 1900, Ordinance No. , as follows:

Creating Housing Code and making same part of the Municipal Code; establishing and making such Housing Code Chapter XII of

Part II of the Municipal Code; and providing: For definitions; for duties of Chief Administrative Officer; for application of code to buildings; for enforcement by Housing Department; for Abatement Board; for duty of Chief of Housing Department; for segregation of fees; for revolving fund; for right of officers to enter buildings; for right of owner to enter buildings; for time when buildings may be entered; that Housing Department may institute action to abate nuisance; that Housing Department may apply to Abatement Board to abate nuisance; that Housing Department may apply to Supervisors for direction and authority to proceed to court; that Superior Court may make order for which application is made; for liability for costs; for procedure; for recording of notice of pendency of action; for indexing of notice of pendency of action; for vacating of pendency of action; for service of summons; for service of notice; for correction of violations; for alterations and changes in buildings; for converting of buildings for use; for regulations affecting buildings; for reconstruction of damaged buildings; that Central Permit Bureau shall not issue permit unless approved; for permit of occupancy; for permit to occupy; for filing of notice by owner with housing department; that owner shall obtain permit of occupancy; that Housing Department shall issue permit; for finding by Housing Department of no violation of regulations; that no occupancy shall be had without permit of occupancy; that occupancy prior to issuance of permit of occupancy makes unlawful structure; that issuance of permit does not constitute approval; that permit of occupancy shall be recorded; that complaint shall be recorded in duplicate; that inspectors shall determine facts; that inspectors shall institute proceedings; that violations shall be reported; that Chief of Housing Department shall institute actions; for form of notice; for posting and mailing of notice; for filing of affidavit by Housing Department; that Abatement Board shall hear testimony; that Abatement Board shall find by resolution; that Abatement Board shall notify owner; that mortgagee or beneficiary under deed of trust may comply; for costs to a mortgagee or beneficiary; that owner may bring action in court; that Housing Department shall post and mail notice; that Abatement Board may grant extension of time; that Housing Department shall apply to Supervisors for order from court; that Housing Department may raze and remove buildings; that building material shall be sold; that Housing Department shall keep account of expenses; that Housing Department shall post statement of expense; that Housing Department shall mail copy of statement of expense; that Abatement Board shall consider statement of expense; that Abatement Board may revise statement of expense; that Abatement Board shall confirm statement of expense as revised; that Abatement Board's decision on statement of expense shall be final and conclusive; that Abatement Board may adjourn its hearings; that expense shall constitute a lien on real property; that Abatement Board shall file certificate of lien; for notice of lien; for deposit with Treasurer of amount received from sale of materials in excess of expense of razing; for payment of excess to owner; that Housing Department shall index notices; for unlawfulness of violations; for liability for costs; for recording of certified copy of judgment imposing fine; for repeal of Sections 596 to 600 inclusive of Chapter V, Part II of the Municipal Code.

Be it ordained by the People of the City and County of San Francisco, as follows:

HOUSING CODE

- Section 1. Declaration of Intention.
- Section 2. Specific Definitions.
- Section 3. Definitions of Housing Act.
- Section 4. Duties of Chief Administrative Officer.

- Section 5. General Provisions.
- Section 6. Application of Code to Buildings or Structures.
- Section 7. Enforcement by Housing Department.
- Section 8. Abatement Board.
- Section 9. Duty of Chief of Housing Department.
- Section 10. Bureau of Licenses Shall Segregate Fees.
- Section 11. Revolving Fund.
- Section 12. Officers May Enter Buildings.
- Section 13. Owner May Enter Buildings.
- Section 14. Time When Buildings May Be Entered.
- Section 15. Housing Department May Institute Action to Abate.
- Section 16. Housing Department May Apply to Abatement Board to Abate Nuisance.
- Section 17. Housing Department May Apply to Supervisors for Direction and Authority to Proceed to Court.
- Section 18. Superior Court May Make Order.
- Section 19. Liability for Costs.
- Section 20. Procedure.
- Section 21. Recording of Notice of Pendency of Action.
- Section 22. Indexing of Notice of Pendency of Action.
- Section 23. Vacating of Notice of Pendency of Action.
- Section 24. Service of Summons.
- Section 25. Service of Notice.
- Section 26. Correction of Violations.
- Section 27. Alterations and Changes.
- Section 28. Converting of Buildings.
- Section 29. Regulations Affecting Buildings.
- Section 30. Reconstruction of Damaged Buildings.
- Section 31. Central Permit Bureau Shall Not Issue Permit Unless Approved.
- Section 32. Permit of Occupancy.
- Section 33. Permit to Occupy.
- Section 34. Filing of Notice by Owner With Housing Department.
- Section 35. Owner Shall Obtain Permit of Occupancy.
- Section 36. Housing Department Shall Issue Permit.
- Section 37. Finding by Housing Department of No Violation of Regulations.
- Section 38. No Occupancy Without Permit of Occupancy.
- Section 39. Occupancy Prior to Issuance of Permit of Occupancy Makes Unlawful Structure.
- Section 40. Issuance of Permit Does Not Constitute Approval.
- Section 41. Permit of Occupancy Shall Be Recorded.
- Section 42. Complaints Shall Be Recorded in Duplicate.
- Section 43. Inspector Shall Determine Facts.
- Section 44. Inspector Shall Institute Proceedings.
- Section 45. Violation Shall Be Reported.
- Section 46. Chief of Housing Department Shall Institute Actions.
- Section 47. Form of Notice.
- Section 48. Posting and Mailing of Notice.
- Section 49. Filing of Affidavit by Housing Department.
- Section 50. Abatement Board Shall Hear Testimony.
- Section 51. Abatement Board Shall Find by Resolution.
- Section 52. Abatement Board Shall Notify Owner.
- Section 53. Mortgagee or Beneficiary Under Deed of Trust May Comply.
- Section 54. Costs to a Mortgagee or Beneficiary.
- Section 55. Owner May Bring Action in Court.
- Section 56. Housing Department Shall Post and Mail Notice.
- Section 57. Abatement Board May Grant Extension of Time.
- Section 58. Housing Department Shall Apply to Supervisors for Order From Court.

- Section 59. Housing Department May Raze and Remove Buildings.
- Section 60. Building Materials Shall Be Sold.
- Section 61. Housing Department Shall Keep Account of Expenses.
- Section 62. Housing Department Shall Post Statement of Expense.
- Section 63. Housing Department Shall Mail Copy of Statement of Expense.
- Section 64. Abatement Board Shall Consider Statement of Expense.
- Section 65. Abatement Board May Revise Statement of Expense.
- Section 66. Abatement Board Shall Confirm Statement of Expense as Revised.
- Section 67. Abatement Board's Decision Shall Be Final and Conclusive.
- Section 68. Abatement Board May Adjourn Its Hearings.
- Section 69. Expense Shall Constitute a Lien on Real Property.
- Section 70. Abatement Board Shall File Certificate of Lien.
- Section 71. Notice of Lien.
- Section 72. Sale of Materials.
- Section 73. Payment of Excess to Owner.
- Section 74. Housing Department Shall Index Notices.
- Section 75. Unlawfulness of Violations.
- Section 76. Liability for Costs.
- Section 77. Recording of Certified Copy of Judgment Imposing Fine.

Section 1. **Declaration of Intention.** It is the declared intention of this Housing Code to provide for the enforcement of requirements for the protection, health, and safety of the public, and of the occupants of buildings, apartment houses, hotels, and dwellings.

Section 2. **Specific Definitions.** For the purpose of this code, certain words are herewith defined:

(a) "*Apartment*" means a kitchen and one or more contiguous rooms, in an apartment house or dwelling occupied, or intended or designed for occupation by one family for living or sleeping purposes.

(b) "*Apartment house*" means any structure more than one story in height, or any portion of any such structure occupied, or designed, built, or rented for occupation by three or more families, each living in a separate apartment.

(c) "*Building*" means any structure or portion of any structure, including an apartment house, hotel or dwelling.

(d) "*City*" means the City and County of San Francisco.

(e) "*Dwelling*" means any structure, or any portion of a structure, other than an apartment house or hotel, used for living or sleeping purposes.

(f) "*Family*" means one person living alone, or a group of two or more persons, whether or not related to each other by birth, living together.

(g) "*Guest*" means any person who rents or occupies a room for sleeping purposes.

(h) "*Hotel*" means any structure or any portion of a structure, including any lodging house, rooming house, dormitory, turkish bath, bachelor hotel, studio hotel, guest house, public club, or private club containing six or more guest rooms, and which is occupied, or is intended, or designed for occupation by six or more guests, whether rent is paid in money, goods, labor, or otherwise. It does not include any jail, hospital, asylum, sanitarium, orphanage, prison, detention, or other building in which human beings are housed and detained under legal restraint.

(i) "*Housing Department*" means the Department of Housing of the City and County of San Francisco.

(j) "*Lot*" means a parcel or area of land on which is situ-

ated a building, together with the yards, courts, and unoccupied spaces required for the building, and which is owned by, or is in the lawful possession of, the owner of the building.

(k) "*Nuisance*" includes:

- I. Any public nuisance known at common law, or in equity jurisprudence.
- II. Whatever is dangerous to human life, or is detrimental to health.
- III. Overcrowding a room with occupants.
- IV. Insufficient ventilation or light.
- V. Inadequate or insanitary plumbing or gas appliances or facilities.
- VI. Uncleanliness.
- VII. Violations of Chapter 26 of the State Housing Act; "Prohibited Room Uses."
- VIII. Violations of Chapter 27 of the State Housing Act; "Maintenance, Sanitation and Repair Generally."
- IX. Whatever renders air, food, or drink unwholesome, or detrimental to the health of human beings.
- X. Building unfit for human habitation or occupancy.

(l) "*Recorder*" means the Recorder of the City and County of San Francisco.

(m) "*State Housing Act*" means the State Housing Act of California, being Division XIII, Part 1, of the Health and Safety Code of California.

Section 3. Definitions of Housing Act. Unless the context otherwise requires, the definitions set forth in the State Housing Act shall govern.

Section 4. Duties of Chief Administrative Officer. The Chief Administrative Officer of the city, through his officers, deputies or agents, shall administer and enforce all laws imposing any duty, power or function upon the office or officers of the Housing Department of the city.

Section 5. General Provisions. General provisions shall apply to the maintenance, sanitation, ventilation, light, use or occupancy of buildings and the land on which they are situated, unless specific exceptions, or definite clauses, under various classes of uses and occupancies be made, in which case the said specific exceptions and definite clauses shall govern.

Section 6. Application of Code to Buildings or Structures. This code shall apply to all buildings or structures, with the parcel or area of land on which the building is situated, together with the yards, courts, vent shafts, and unoccupied spaces required by the State Housing Act, and building, health, safety, and planning ordinances and resolutions of the city, where the building or structure is occupied, or intended, arranged, or designed for occupation by one or more guests or families.

Section 7. Enforcement by Housing Department. The Housing Department shall enforce within the city all the provisions of the State Housing Act, and building, health, safety, and planning ordinances and resolutions of the city pertaining to the maintenance, sanitation, ventilation, light, use, or occupancy of buildings, and the lot upon which buildings are situated.

Section 8. Abatement Board. The Abatement Board shall consist of the following:

(a) Chief Administrative Officer, who shall act as Chairman of the Board.

(b) Director of Public Health.

(c) Director of Public Works.

(d) Chief, Department of Electricity.

(e) Chief, Division of Fire Prevention and Investigation.

The City Attorney shall serve as Counsel for the Abatement Board.

Section 9. Duty of Chief of Housing Department. It shall be the duty of the Chief of the Housing Department to accumulate all necessary data and evidence and present his findings to the Abatement Board on any and all buildings in which the action of the Abatement Board is required.

Section 10. Bureau of Licenses Shall Segregate Fees. The Bureau of Licenses of the Tax Collector's office shall daily segregate fees collected from apartment houses and hotels, and deposit them separately.

Section 11. Revolving Fund. A revolving fund or funds from the receipts of the apartment house and hotel license fees which are in excess of those required for Housing Department inspection services shall be maintained, for the purpose of providing for the advancement of costs incurred in the enforcement of the provisions of this code, and into which shall be paid the receipts from the collection of costs or fines imposed in the enforcement of this code.

Section 12. Officers May Enter Buildings. In the performance of his duties, any officer or inspector of the Housing Department may enter any and all buildings or the premises thereof.

Section 13. Owner May Enter Buildings. The owner, or authorized agent of any owner, of any building or premises may enter the building or premises whenever necessary to carry out instructions or perform any work required to be done pursuant to this code.

Section 14. Time When Buildings May Be Entered. No person authorized by this code to enter buildings shall enter any dwelling between the hours of 6 o'clock p. m. of any day and 6 o'clock a. m. of the succeeding day, without the consent of the owner or of the occupants of the dwelling, nor enter any dwelling in the absence of the occupants without a proper written order executed and issued by a court having jurisdiction to issue the order.

Section 15. Housing Department May Institute Action to Abate Nuisance. If any building is constructed, altered, converted or maintained in violation of any provision of, or of any order, or notice issued by the Housing Department pursuant to this code, or if a nuisance exists in any building or upon the lot on which it is situated, the Housing Department may institute any appropriate action or proceeding to prevent, restrain, correct or abate the violation or nuisance.

Section 16. Housing Department May Apply to Abatement Board to Abate Nuisance. If any notice issued by the Housing Department is not complied with, the Housing Department may apply to the Abatement Board for an order authorizing it to remove any violation, or abate any nuisance specified in the notice.

Section 17. Housing Department May Apply to Supervisors for Direction and Authority to Proceed to Court. The Housing Department, when instituting any action, or proceeding, pursuant to this code, may, by verified complaint setting forth the facts, apply to the Board of Supervisors of the City and County of San Francisco for direction and authority to secure final judgment from the Superior Court or any judge of the Superior Court, granting the relief for which the action or proceeding is brought, until entry of a final judgment or order.

Section 18. Superior Court May Make Order. The Superior Court, or any judge of the Superior Court, may make any order for which application is made pursuant to this code.

Section 19. Liability for Costs. Neither the Housing Department, any of its officers or inspectors, nor the city is liable for costs in any action or proceeding that the Housing Department may commence pursuant to this code.

Section 20. Procedure. Except as otherwise specified in this code, the procedure in any action or proceeding instituted pursuant to this code shall be as set forth in the Charter or Ordinances or Resolutions of the city.

Section 21. Recording of Notice of Pendency of Action. The Housing Department, when instituting an action or proceeding, pursuant to this code, may record a notice of the pendency of the action or proceeding in the Recorder's office. The notice may be recorded at the time of the commencement of the action or proceeding, or at any time before final judgment or order. It has the same effect as the notice of pendency of action provided for in the Code of Civil Procedure.

Section 22. Indexing of Notice of Pendency of Action. The Recorder, when a notice of pendency of action or proceeding is recorded, shall record and index it in the name of each person to be specified in a direction subscribed by an officer of the Housing Department instituting the action or proceeding.

Section 23. Vacating of Notice of Pendency of Action. Any notice of pendency of action or proceeding may be vacated upon the order of a judge of the court in which the action or proceeding is pending. Upon presentation and recording of a certified copy of the order, the Recorder shall mark the notice and any record of the notice as canceled of record.

Section 24. Service of Summons. In any action or proceeding brought pursuant to this code, service of summons is sufficient if served in the manner provided in the Code of Civil Procedure.

Section 25. Service of Notice. Every notice issued pursuant to this code shall be served five days before the time for doing or refraining from doing the thing to which it pertains.

Section 26. Correction of Violations. The Housing Department shall order the correction of any violations of this code, or abate any nuisance pertaining to apartment houses, hotels and dwellings, together with the yards, courts, vent shafts, and unoccupied spaces required by law for the building, and which is owned by, or is in the lawful possession of, the owner of the building.

Section 27. Alterations and Changes. Except as otherwise permitted or required by this code, any alteration, installation, or change in, including use and occupancy, or reconstruction of any building, shall meet the requirements of the laws enforced by the Housing Department.

Section 28. Converting of Buildings. Any building or structure not erected for use as an apartment house, hotel, or dwelling, which is converted to or altered for such use, shall conform to all the provisions of this code affecting an apartment house, hotel, or dwelling, as the case may be.

Section 29. Regulations Affecting Buildings. Any building occupied, or designed for occupation, by one or more guests or families, which is moved, shall conform to all the regulations affecting any such building pertaining to:

- (a) Percentage of unoccupied area.
- (b) Heights.
- (c) The size of:

- I. Outer courts.
- II. Inner courts.
- III. Yards.

Section 30. Reconstruction of Damaged Buildings. If it is reconstructed, any building which has been damaged to an extent in excess of 50 per cent of its physical proportions shall conform to all the provisions of this code.

Section 31. Central Permit Bureau Shall Not Issue Permit Unless Approved. The Central Permit Bureau shall not issue a permit for the erection, construction, reconstruction, moving, conversion or alteration of any building which is occupied, designed, intended, or arranged for occupation by one or more guests, or families, unless the permit has been approved by the Housing Department.

Section 32. Permit of Occupancy. The owner, or his agent, of any building erected, constructed, moved, altered or reconstructed, which is occupied, designed, intended or arranged for occupation by one or more guests or families, shall obtain a permit of occupancy from the Housing Department. He shall file with the Central Permit Bureau a written application for the permit, together with any certificate of final completion issued for the building.

Section 33. Permit to Occupy. If the Housing Department finds that no violations of the State Housing Act, or of planning ordinances of the city, have occurred since the issuance of the Certificate, the Central Permit Bureau shall issue a Permit to Occupy to him. The permit of occupancy is valid from the date of issue until revoked.

Section 34. Filing of Notice by Owner With Housing Department. The owner, lessee, or the agent of either, or other person in control of an apartment house or hotel shall file with the Housing Department a notice containing the following information:

- (a) Description of the property by street and number.
- (b) His name and address.
- (c) The name and address of the owner or lessee; or of an agent of either upon whom process may be served;
- (d) If an apartment house:
 - I. The number of apartments.
 - II. The number of rooms in each apartment.
 - III. The number of apartments on each floor.
 - IV. The use and occupancy of floors not used for living or sleeping purposes.
- (e) If an hotel:
 - I. The number of guest rooms.
 - II. The number of guest rooms on each floor.
 - III. The use and occupancy of floors not used for sleeping purposes.

Section 35. Owner Shall Obtain Permit of Occupancy. The owner, lessee, or other person in control of an hotel or an apartment house, excluding an apartment house occupied by four or less families, shall obtain from the Housing Department a Permit of Occupancy.

Section 36. Housing Department Shall Issue Permit. The Housing Department shall issue a permit to him only after it finds that the building conforms to the requirements of the State Housing Act regarding maintenance, sanitation, ventilation, light, use and occupancy.

Section 37. Finding by Housing Department of No Violation of Regulations. If the Housing Department finds that no violations of the regulations have occurred, it shall issue a permit to him. Unless revoked, the Permit of Occupancy shall be valid for one year from date of issue.

Section 38. No Occupancy Without Permit of Occupancy. No person shall occupy or permit the occupancy of any apartment house or hotel for which a Permit of Occupancy is required, until the permit has been issued.

Section 39. Occupancy Prior to Issuance of Permit of Occupancy Makes Unlawful Structure. Any apartment house or hotel, for which a Permit of Occupancy is required, which is occupied prior to the issuance of the permit, is an unlawful structure. The Housing Department may have it vacated, and it shall not be occupied until the permit has been obtained.

Section 40. Issuance of Permit Does Not Constitute Approval. The issuance of a permit does not constitute approval of any violation of a provision of the State Housing Act, or of building, health, safety and planning ordinances or resolutions of the city.

Section 41. Permit of Occupancy Shall Be Recorded. Any permit of occupancy issued by the Housing Department shall be recorded, and the record shall remain on file with the Housing Department.

Section 42. Complaints Shall Be Recorded in Duplicate. Every complaint of a violation or nuisance pertaining to this code shall be recorded in duplicate, consecutively numbered, and the copy filed in the proper index of the Housing Department.

Section 43. Inspector Shall Determine Facts. The inspector charged with the investigation of a complaint of a violation or nuisance shall within ten days determine the fact or facts of compliance with or violation of this code, or the existence of a nuisance.

Section 44. Inspector Shall Institute Proceedings. The inspector finding a violation of this code or an existing nuisance shall institute proceedings pursuant to this code to prevent, restrain, correct, or abate the violation or nuisance.

Section 45. Violation Shall Be Reported. A violation or nuisance not corrected, abated or removed after thirty days shall be reported to the Chief of the Housing Department.

Section 46. Chief of Housing Department Shall Institute Actions. The Chief of the Housing Department receiving a report of a violation or nuisance shall secure or institute actions or proceedings, pursuant to this code, to prevent, restrain, correct, remove, or abate the violation or nuisance.

Section 47. Form of Notice. The Housing Department proceeding to abate a nuisance before the Abatement Board shall give a notice, in the manner prescribed. The notice shall be headed "NOTICE TO ABATE NUISANCE" in letters at least $\frac{3}{4}$ -inch high, substantially in the manner prescribed in the State Housing Act and shall direct the owner of the building to appear before the Abatement Board at a stated time and place and show cause why the building should not be condemned as a nuisance and the nuisance abated.

Section 48. Posting and Mailing of Notice. The Housing Department, in giving the required notice, shall post conspicuously at least one copy of the notice on the building alleged to be unfit, and shall send another copy by registered mail, postage prepaid, return receipt requested, to the person owning the land on which the building is located, as such person's name and address are known to the clerk of the Abatement Board, and to any mortgagee or beneficiary under any deed of trust, of record, at the last known address of such mortgagee or beneficiary, and if such address is unknown to the Housing Department, then said fact shall be stated in the copy of notice so mailed, and it shall be addressed to him at the street address of the building.

Section 49. Filing of Affidavit by Housing Department. The Housing Department shall file an affidavit with the clerk of the Abatement Board certifying to the time and the manner in which such notice was given, together with any receipt card which may have been returned to it in acknowledgment of the receipt of such notice by registered mail. The failure of any owner or other person to receive such

notice shall not affect in any manner the validity of any proceedings taken hereunder.

Section 50. Abatement Board Shall Hear Testimony. The Abatement Board, at the time fixed in the "*Notice to Abate Nuisance*," shall proceed to hear the testimony of the Chief of the Housing Department, and the testimony of the owner or his representatives, if present, and other competent persons who may be present and desire to testify respecting the condition of the building, the estimated cost of its reconstruction, repair or removal, and any other matter which the Abatement Board may deem pertinent thereto.

Section 51. Abatement Board Shall Find by Resolution. The Abatement Board, finding a building to be a nuisance, shall declare its findings by resolution and direct the owner to abate the nuisance within thirty days after the date of posting on the premises a notice of the passage of the resolution, by properly reconstructing or repairing the building, or by having the building razed or removed.

Section 52. Abatement Board Shall Notify Owner. The Abatement Board shall notify the owner of a building which has been declared to be a nuisance that if said nuisance is not abated, said building will be razed or removed by the Housing Department, and the expense thereof made a lien on the lot or parcel of land upon which the building is located.

Section 53. Mortgagee or Beneficiary Under Deed of Trust May Comply. The owner of a building encumbered by a mortgage or deed of trust, of record, not having complied with the order of the Abatement Board on or before the expiration of thirty days after the posting of the notice of the passage of the resolution, the mortgagee or beneficiary under such deed of trust may, within fifteen days after the expiration of said thirty-day period, comply with the requirements of the Abatement Board.

Section 54. Costs to a Mortgagee or Beneficiary. The costs to a mortgagee or beneficiary shall be added to and become a part of the lien secured by the mortgage or deed of trust, and shall be payable at the same time and in the same manner as may be prescribed in the mortgage or deed of trust for the payment of any taxes advanced or paid by the mortgagee or beneficiary for and on behalf of the owner.

Section 55. Owner May Bring Action in Court. Any owner or other interested person having any objections, or feeling aggrieved at any proceedings taken by the Abatement Board in ordering abatement of any nuisance, must bring an action in a court of competent jurisdiction within thirty days after the date of posting on said premises a notice of the passage of the resolution, otherwise all objections will be deemed to have been waived.

Section 56. Housing Department Shall Post and Mail Notice. The Housing Department, within sixty days after the passage of any resolution directing the abatement of a nuisance, shall post a copy thereof conspicuously on the building so declared to be a nuisance, and mail another copy to the person owning the land upon which the building is located, and a copy shall be mailed to each mortgagee or beneficiary under any deed of trust, of record, in the manner prescribed.

Section 57. Abatement Board May Grant Extension of Time. The Abatement Board may grant any extension of time to abate the nuisance that it may deem justifiable upon good cause therefor being shown.

Section 58. Housing Department Shall Apply to Supervisors for Order From Court. The Housing Department shall apply to the Board of Supervisors of the City and County of San Francisco for an order from the Superior Court to abate the nuisance, after the posting of the copies of the resolution of the Abatement Board declaring the

building to be a nuisance, unless the nuisance is abated by the owner or other person within the 45-day period or any extension thereof granted by the Abatement Board pursuant to this code.

Section 59. Housing Department May Raze and Remove Buildings. The Housing Department, having acquired jurisdiction to abate a nuisance, may raze and remove the building so declared to constitute a nuisance, or have the same done under its direction and supervision.

Section 60. Building Materials Shall Be Sold. The building materials contained in a building razed or removed by the Housing Department shall be sold by the Abatement Board at public sale to the highest responsible bidder, either before or after the building has been razed or removed.

Section 61. Housing Department Shall Keep Account of Expenses. The Housing Department shall keep an itemized account of the expenses involved in the razing or removing of any such building, and shall deduct therefrom the amount received from the sale of the building materials.

Section 62. Housing Department Shall Post Statement of Expense. The Housing Department shall post conspicuously on the property from which the building was razed or removed a statement verified by the Chief of the Housing Department showing the gross and net expense of the razing or removing of such building, together with a notice of the time and place when and where the statement of expense shall be submitted to the Abatement Board for approval and confirmation.

Section 63. Housing Department Shall Mail Copy of Statement of Expense. The Housing Department shall mail a copy of the statement of expense and notice, in the manner prescribed, to any property owner liable to be assessed for the cost of such work, and any other interested persons. The time for submitting the statement of expense to the Abatement Board for confirmation shall be not less than five days from the date of posting and mailing.

Section 64. Abatement Board Shall Consider Statement of Expense. The Abatement Board, at the time fixed for the hearing of the statement of expense, shall consider the statement, together with any objections or protests which may be raised by any property owners liable to be assessed for the doing of the work, or by any other interested person.

Section 65. Abatement Board May Revise Statement of Expense. The Abatement Board may make such revision, correction or modification in the statement as it may deem just.

Section 66. Abatement Board Shall Confirm Statement of Expense as Revised. The Abatement Board shall confirm, by motion or resolution, the statement of expense, as revised, corrected or modified.

Section 67. Abatement Board's Decision Shall Be Final and Conclusive. The Abatement Board's decisions on the statement of expense, and on all protests and objections which may be made, shall be final and conclusive.

Section 68. Abatement Board May Adjourn Its Hearings. The Abatement Board may adjourn its hearings from time to time.

Section 69. Expense Shall Constitute a Lien on Real Property. In the event that the cost of razing or removing a nuisance exceeds the proceeds received from the sale of the building materials, then the amount of the net expense of abating the nuisance, if not paid within five days after the decision of the Abatement Board on the statement of expense, shall constitute a lien on the real property upon which the

building was razed or removed, which shall continue until the amount thereof has been paid, or discharged of record, together with interest thereon at the rate of 6 per cent per annum, computed from the date of confirmation of the statement of expense. The lien shall be upon a parity with the liens of State, County and municipal taxes.

Section 70. Abatement Board Shall File Certificate of Lien. In the event of nonpayment of the costs of razing or removing a building, the Abatement Board shall, within sixty days after its decision on the statement of expense, cause to be filed in the office of the Recorder a certificate of lien, substantially in the manner prescribed in the State Housing Act.

Section 71. Notice of Lien. From and after the date of the recording of the notice of lien all persons shall be deemed to have had notice of the contents thereof. The statute of limitations shall not run against the right of the Housing Department to enforce the payment of the lien.

Section 72. Sale of Materials. Any amount received from the sale of materials in excess of the expense of razing or removing a building shall be deposited with the Treasurer of the City and County of San Francisco to the credit of the owner of the property, or other person legally entitled thereto.

Section 73. Payment of Excess to Owner. The Treasurer of the City and County of San Francisco shall pay such excess to the owner or other person upon producing evidence of ownership satisfactory to the Treasurer.

Section 74. Housing Department Shall Index Notices. The Housing Department shall index the notices, records or other data required to be filed with it, pursuant to this code, so that all of those relating to a particular building will be indexed together and readily ascertainable. The indices are public records and shall be open to public inspection during business hours.

Section 75. Unlawfulness of Violations. It is unlawful for any person to violate, or cause or permit another person to violate, any provision of this code.

Section 76. Liability for Costs. Any person who violates any of the provisions of this code is guilty of a misdemeanor. In addition to the punishment provided by law, he is liable for all such costs, expense and disbursements paid or incurred by the Housing Department, or any of its officers, inspectors or employees, in the prosecution of the violation, as shall be fixed by the court in which the violation is prosecuted.

Section 77. Recording of Certified Copy of Judgment Imposing Fine. A certified copy of every judgment imposing a fine upon an owner of any building for a violation of this code pertaining to the building shall, upon the entry of judgment, be recorded forthwith by the Housing Department in the office of the Recorder. **The Recorder** shall index it immediately upon receiving it in the index of mechanics' liens. The fine is a lien upon the building from the time certified copy of the judgment is filed in the office of the Recorder, subject only to taxes, assessments, and to mortgage and mechanics' liens existing prior to the filing.

Sections 596 to 600, inclusive, of Chapter V, Part II, of the Municipal Code are hereby expressly repealed.

This housing code is hereby made a part of the Municipal Code and is hereby established and made Chapter XII, Part II of the Municipal Code.

Approved as to form by the City Attorney.

September 28, 1942—Consideration postponed until October 5, 1942.

Mr. Thomas A. Brooks, Chief Administrative Officer, and Mr. Frank Kelly, Chief of the Division of Fire Prevention and Investigation, having no objection, the foregoing Bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Gallagher—1.

City Planning Commission Requested to Suspend for the Duration of the War Prohibition Against Multiple Dwelling Units in First Residential Districts.

(Series of 1939)

Resolution No., as follows:

Whereas, due particularly to the war and the influx of workers engaged in the armament and supply program attendant thereon, the population of San Francisco has increased greatly and will continue to swell; and

Whereas, because of priorities and a cessation of home building activities, San Francisco is faced with a shortage of housing facilities for the accommodation of greater numbers of inhabitants; and

Whereas, with no desire to destroy or impair the integrity of the zoning and use classifications in force in San Francisco, but with a sincere desire to remove any impediment to the war effort, it would appear prudent, for the duration of this emergency, to make available for hire those rooms in first residential areas which, for patriotic or other motives, the owners of the properties are willing to place at the disposal of those in need of accommodations; now, therefore, be it

Resolved, That the City Planning Commission be and is hereby requested to give consideration to a proposal to amend the zoning ordinance, which amendment would suspend for the duration of the war under the regulation of the City Planning Commission, the prohibition against multiple dwelling units where change is possible by remodeling or conversion of vacant property or property only partially used by the owner or lessee thereof in first residential districts to the end that the impending influx of some hundred and ten thousand defense workers may be taken care of as rapidly as they enter defense work; and be it

Further Resolved, That the City Planning Commission be and is hereby requested to submit to the Board its recommendation in this matter as soon as possible.

Discussion.

Supervisor Uhl explained the foregoing resolution, pointing out that because of the great need for housing facilities for the influx of war workers and others, it was desired to request the City Planning Commission to consider, and to make a recommendation to the Board, a proposal to amend the zoning ordinance to provide for a suspension of the prohibition, during the war emergency, against multiple dwelling units in the first residential districts.

Supervisor O'Gara, in discussing the resolution, announced that he did not wish to vote for the resolution, as presented, without first being satisfied that it has been fully considered by everyone interested, and he moved that it be amended by inserting, in the first "Resolve" after the word "That," the following language: "without this Board of Supervisors either commending or disapproving the proposed change."

Supervisor Colman announced that during the week he had met Mr. Stone, of the City Planning Commission. Mr. Stone had stated that he was very much opposed to breaking down the restrictions

against multiple dwellings, etc., now provided for in the zoning ordinance. Supervisor Colman felt that a representative of the City Planning Commission should be present and speak for the Commission.

Supervisor MacPhee announced that the Planning Commission was represented at the committee hearing by its Secretary and by Mr. Melville.

Mr. L. Deming Tilton, who was present in the chambers, informed the Board that the City Planning Commission is preparing a report to be considered at its meeting on Thursday, October 8, which will cover the entire situation in reference to war housing, etc.

Supervisor MacPhee, in reply thereto, stated that in view of Mr. Tilton's report he believed it would be proper to go on record by adopting the resolution, as amended in accordance with Supervisor O'Gara's suggestion.

Supervisor Roncovieri announced that he desired to propose additional amendments. Mr. Tilton, continued Supervisor Roncovieri, does not agree with the statement that there are some 110,000 defense workers without an abode. He does not know that to be a fact. Thereupon, Supervisor Roncovieri moved that reference thereto be deleted. Referring to the second "Whereas," Supervisor Roncovieri questioned the truth of the statement that "San Francisco is faced with a shortage of housing facilities for the accommodation of greater numbers of inhabitants," and moved that the second "Whereas" be amended to read:

"Whereas, because of priorities and a cessation of home building activities, someone has asserted that San Francisco is faced with a shortage of housing facilities."

Supervisor MacPhee objected to the proposed amendments. The motions, however, he continued, failed for want of a second.

Supervisor Colman announced that until he knew the thoughts of the City Planning Commission he did not desire to go on record in the matter.

Supervisor Roncovieri thereupon stated he desired to offer another amendment. "The statements made in the resolution are not true; they are lies." In continuing, Supervisor Roncovieri moved that the last "Resolve" be amended to read as follows:

"Further Resolved, That the City Planning Commission be and it is hereby requested to investigate the truth of the above statements before submitting to the Board its recommendation in this matter."

Supervisor MacPhee objected to Supervisor Roncovieri's statement, saying: "I take exception to his very ungentlemanly remarks about my statements in this resolution and my attitude in regard to it. I hope there is no second to his motion. It is very unjust. I want my remarks made part of the record."

Supervisor Colman again stated that he did not want to go on record either for or against easing up on zoning restrictions at this time. He desired to know the views of the City Planning Commission first.

Supervisor Roncovieri, in explanation of his vote, stated he was opposed to the resolution, because the "Whereases" were all false. "The premise upon which the resolution is based, is false. No one admits that there are 110,000 people without places of abode. These statements are lies, and upon these lies you would adopt a resolution and ask the City Planning Commission to do a certain job."

Thereupon, Supervisor MacPhee, seconded by Supervisor Uhl, moved the previous question.

The Clerk announced that the motion by Supervisor O'Gara had not been voted on.

Whereupon, Supervisor MacPhee withdrew his motion and asked for a roll call on Supervisor O'Gara's motion to amend.

Thereupon, the roll was called and Supervisor O'Gara's motion to amend was *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Gallagher—1.

Explanation of Vote.

Supervisor Colman, in explaining his vote, stated that in his opinion the resolution had no value. It merely was asking the City Planning Commission to do something which it is already doing. The Board will have a report, anyway, by its next meeting.

Adopted.

Thereupon, the roll was called and the resolution as amended, and reading as follows, was *adopted* by the following vote:

City Planning Commission Requested to Suspend for the Duration of the War Prohibitions Against Multiple Dwelling Units in First Residential Districts.

(Series of 1939)

Resolution No. 2921, as follows:

Whereas, due particularly to the War and the influx of workers engaged in the armament and supply program attendant thereon, the population of San Francisco has increased greatly and will continue to swell; and

Whereas, because of priorities and a cessation of home building activities, San Francisco is faced with a shortage of housing facilities for the accommodation of greater numbers of inhabitants; and

Whereas, with no desire to destroy or impair the integrity of the zoning and use classifications in force in San Francisco, but with a sincere desire to remove any impediment to the War effort, it would appear prudent, for the duration of this emergency, to make available for hire those rooms in first residential areas which, for patriotic or other motives, the owners of the properties are willing to place at the disposal of those in need of accommodations; now, therefore, be it

Resolved, That this Board of Supervisors, without commending or disapproving the proposed change, hereby requests the City Planning Commission to give consideration to a proposal to amend the zoning ordinance, which amendment would suspend for the duration of the War under the regulation of the City Planning Commission, the prohibition against multiple dwelling units where change is possible by remodeling or conversion of vacant property or property only partially used by the owner or lessee thereof in first residential districts to the end that the impending influx of some hundred and ten thousand defense workers may be taken care of as rapidly as they enter defense work; and, be it

Further Resolved, That the City Planning Commission be and is hereby requested to submit to the Board its recommendation in this matter as soon as possible.

Ayes: Supervisors Brown, Green, McPhee, Mead, Meyer, O'Gara, Shannon, Uhl—8.

Noes: Supervisors Colman, Roncovieri—2.

Absent: Supervisor Gallagher—1.

Passed for Second Reading.

The following from Streets Committee, without recommendation, was taken up:

Present: Supervisors Meyer, Mead.

Drifting Sand Ordinance.

(Series of 1939)

Bill No. 1888, Ordinance No., as follows:

An ordinance amending the San Francisco Municipal Code, Part II, Chapter X, Article 15, by amending Sections 728, 729 and 730 thereof, and by adding Sections 727, 731, 732, 733 and 734 thereto; making it unlawful for the owner of any property to permit sand or dirt to drift from said property on to any public street and designating such sand or dirt drifting on public streets a nuisance and providing for the abatement of said nuisance by the owner or by the Director of Public Works after due notice and providing for the assessment of the property for the cost of such abatement.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part II, Chapter X, Article 15 of the San Francisco Municipal Code, is hereby amended by amending Sections 728, 729 and 730 thereof, and by adding Sections 727, 731, 732, 733 and 734 thereto, to read as follows:

Section 727. Drifting or Blowing of Sand or Dirt Declared to Be a Public Nuisance. Sand or dirt drifting or being blown upon streets or sidewalks within the City and County of San Francisco is hereby declared to be a menace to pedestrians and vehicular traffic and a public nuisance.

Section 728. Report to Supervisors—Resolution Declaring Nuisance. Whenever sand or dirt is found to be drifting or blowing upon any street or sidewalk in the City and County of San Francisco, the Director of Public Works shall cause a survey to be made of surrounding property to determine the immediate source of such sand or dirt and what preventive measures should be taken and report the same to the Board of Supervisors. The Board of Supervisors may then, by resolution, declare such blowing or drifting sand or dirt to be a public nuisance and said resolution shall refer to the street by the name under which it is commonly known, and describe the property from which or in front of which the said sand or dirt is blown or drifted by giving the lot and block number or numbers of the same according to the Assessor's block book, and no other description of such property shall be required. Any number of streets, sidewalks or pieces of property may be included in one and the same resolution.

Section 729. Notice to Plant Cover Crops or Take Other Measures to Effectively Prevent Sand or Dirt Blowing or Drifting from Private Property—Posting—Form—Time. After the passage of said resolution the Director of Public Works shall cause to be conspicuously posted in front of the offending property, at not more than one hundred feet apart, notices entitled "Notice to Abate a Nuisance." Such title to be in words not less than one (1) inch in height and substantially in the following form:

Notice to Abate a Nuisance.

Notice is hereby given that on the day of, 19... the Board of Supervisors of the City and County of San Francisco passed a resolution declaring that sand or dirt was drifting or blowing upon the street or sidewalk in front of the property on Street, in said City and County

of San Francisco, and more particularly described in such resolution, and that the same constitutes a public nuisance which must be abated by plant of cover crops on such property or by other means which will effectively prevent sand from drifting or blowing from said property, otherwise effective measures will be taken by the municipal authorities to abate the nuisance, in which case the cost of such measures shall be assessed upon the lots and lands upon which such measures are taken, and such costs will constitute a lien upon such lots or land until paid. Reference is hereby made to said Resolution for further particulars.

All property owners having any objections to the proposed measures to abate said nuisance are hereby notified to attend a meeting of the Board of Supervisors of said City and County of San Francisco to be held on the day of, 19..., when their objections will be heard and given due consideration.

Dated this day of, 19....

.....

Director of Public Works

Said notice shall be posted at least five (5) days prior to the time for hearing objections by the Board of Supervisors of the City and County of San Francisco.

Section 730. Hearing—Objection—Decision. At the time stated in the notices, the Board of Supervisors of the City and County of San Francisco shall hear and consider all objections or protests, if any, to the proposed measures to be taken to prevent sand or dirt blowing or drifting from the named lots and lands, and may continue the hearing from time to time. Upon the conclusion of said hearing, the Board of Supervisors, by motion or resolution shall allow or overrule any or all objections, whereupon the Board of Supervisors shall be deemed to have acquired jurisdiction to proceed and perform the work of planting cover crops necessary to prevent sand or dirt from drifting or blowing from said property or properties, and the decision of the said Board on the matter shall be deemed final and conclusive.

Section 731. Resolution Ordering Abatement — Owners May Take Necessary Action to Abate. After final action has been taken by the Board of Supervisors on the disposition of any protests or objections, or in case no protests or objections have been received, the Board of Supervisors of the City and County of San Francisco, by motion or resolution shall order the Director of Public Works to abate said nuisance by planting cover crops, and the said Director of Public Works is hereby expressly authorized to enter upon private property for that purpose.

Any property owner shall have the right to take any action which will effectively prevent the blowing or drifting of sand or dirt from his property provided that such measures are at his own expense and that the same is done prior to the arrival of the Director of Public Works to do the same.

Section 732. Cost—Report to Supervisors—Submission. The Director of Public Works shall keep an account of the cost of abating such a nuisance on each separate lot or parcel of land where the work is done by the Department of Public Works, and shall render an itemized report in writing to the Board of Supervisors of the City and County of San Francisco showing the cost of work performed on each separate lot or parcel; provided, that before said report is submitted to said Board of Supervisors, a copy of the same shall be posted for at least three (3) days prior thereto in a conspicuous place in the

City Hall of said City and County of San Francisco, together with a notice of the time when said report shall be submitted to the Board of Supervisors for confirmation.

Section 733. Hearing of Report—Objections—Decision—Special Assessment. At the time fixed for receiving and considering said report, the Board of Supervisors shall hear the same, together with any objections which may be raised by any of the property owners liable to be assessed for the work of abating said nuisance and thereupon make such modifications in the report as they deem necessary, after which by motion or resolution said report shall be confirmed. The amounts of costs for abating such nuisance upon the various parcels of land mentioned in said report shall constitute special assessments against the respective parcels of land and as thus made and confirmed shall constitute a lien on said property for the amount of such assessments, respectively. After confirmation of said report, a copy shall be turned over to the Assessor and the Tax Collector of the City and County of San Francisco, whereupon it shall be the duty of said officers to add the amounts of the special assessment on the respective lots and parcels of land to the tax roll for municipal purposes, and thereafter said amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and the same procedure upon foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

Section 734. A fund shall be provided to cover the cost of abatement of any such nuisance in the City and County of San Francisco, said fund to be a revolving fund and to be replenished from the moneys collected as the result of the special assessments provided for herein.

September 21, 1942—Consideration continued until October 5, 1942.

Discussion.

Supervisor Meyer explained the purpose of the foregoing bill and the need thereof.

Supervisor Mead reported that there had been opposition to the proposed legislation, and moved the privilege of the floor for all interested citizens, whether in favor or opposed.

Mr. Milton Morris, representing the Associated Home Builders, would compel owners of unimproved property either to plant on their property or to fence their property in in order to satisfy complaints of owners of private property. Building on the property is the only way to stop the sand from drifting, but building has been stopped by the Federal Government. Neither planting nor fencing is the answer to the problem. Both have been tried. The drifting sand really comes from the beach, which is city owned property. If the ordinance is passed, he would suggest that the word "immediate" in the fifth line of Section 728 be deleted therefrom.

Mr. Russell Powell, representing the Parkside District Improvement Club, urged the passage of the legislation. The district, he stated, has had successful control of the drifting sand by planting.

Mr. Carroll Newburgh, President of the Central Council of Civic Clubs and speaking for practically all the groups in the Sunset District, stated that property owners are urging that something be done about the drifting sand. Property owners are willing to put in plants to hold the sand firm. The builders should be willing to do the same.

Mr. Thomas A. Brooks, Chief Administrative Officer, opposed the deletion of the word "immediate," as suggested by Mr. Morris.

Passed for Second Reading.

Thereupon, the roll was called and the foregoing bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Green—1.

Absent: Supervisor Gallagher—1.

Adopted.

The following recommendations of his Honor the Mayor were taken up:

Leave of Absence—John P. McLaughlin.

(Series of 1939)

Resolution No. 2919, as follows:

Resolved, That, in accordance with the recommendation of his Honor, the Mayor, Honorable John P. McLaughlin, a member of the Public Utilities Commission, be and he is hereby granted a leave of absence for a period of thirty (30) days, commencing September 25, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Gallagher—1.

Leave of Absence—Honorable Hugh L. Smith, Judge of the Municipal Court.

(Series of 1939)

Resolution No. 2920, as follows:

Granting permission to Honorable Hugh L. Smith, Judge of the Municipal Court, to absent himself from the state.

Be it Resolved, That, in conformity with the recommendation of the Mayor that Honorable Hugh L. Smith, Judge of the Municipal Court of the City and County of San Francisco, be and he is hereby granted permission to absent himself from the State of California for a period of thirty days from and after October 1, 1942, for the purpose of attending the meeting of the National Safety Conference in the city of Chicago and in the city of Washington during the month of October, 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Gallagher—1.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Appropriating \$81,300 for Purchase of Necessary Equipment and Supplies for Civilian Defense Rescue Units.

(Series of 1939)

The following recommendation of the Finance Committee, presented by Supervisor MacPhee, was taken up:

Bill No. 1901, Ordinance No. 1802, as follows:

Appropriating the sum of \$81,300 from Appropriation No. 202,000.79,

to the credit of appropriations for Civilian Defense, to provide funds for the purchase of supplies to equip rescue units, ambulances for gas casualties, home nursing service, emergency hospitals, gas detection and identification, decontamination, and gas protective clothing for protective services; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$81,300 is hereby appropriated from Appropriation No. 202.000.79 to the credit of the following appropriations in the amounts indicated and for the purposes recited:

Emergency Medical Service.

Appropriation No. 202.300.79-14/1	Supplies for Rescue Units....	\$ 6,800
202.300.79-14/2	Supplies to Equip Ambulances for Gas Casualties.....	7,000
202.300.79-14/3	Supplies for Home Nursing Service	1,300
202.300.79-14/4	Supplies to Equip Emergency Hospitals	50,000
Appropriation No. 202.300.79-13	Supplies in connection with the work of Gas Detection and Identification, Decontamina- tion; Gas Protective Cloth- ing for Protective Services..	16,200
Total		<u>\$81,300</u>

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: The Emergency Medical Service of the San Francisco Civilian Defense is charged with important duties and responsibilities involving the welfare, health and safety of the citizens of the City and County of San Francisco during the present national emergency; and the amounts herein appropriated are necessary for the efficient operation of the above services in connection with the work of civilian defense.

Recommended to Mayor by the Director of Civilian Defense.

Recommendation approved by the Mayor, and the Executive Head, San Francisco Defense Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Green, McPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Gallagher—1.

Requesting the Mayor to Designate Week of October 9th as San Francisco Opera Company Week.

(Series of 1939)

Supervisor Brown presented:

Resolution No. 2922, as follows:

Whereas, along with doing its full part to win the war, San Francisco recognizes its obligation to keep alive the normal functions

of its community life, in so far as these do not detract from the war effort; and

Whereas, for the past two decades San Francisco has been proud to have its own opera company, housed in the finest and most modern opera house in the world; and

Whereas, the San Francisco Opera Company, through sheer merit of its productions, has risen to a position second to none in the world today from the standpoint of the artistry of its performances; and

Whereas, the San Francisco Opera Company has brought great credit to this city as a cultural center and a city that deeply appreciates the importance and influence of good music; and

Whereas, the San Francisco Opera Company on Friday, October 9th, celebrates the opening of its twentieth annual season in the War Memorial Opera House, an event that will command wide attention throughout the United States and attract many music-loving people to our city; now, therefore, be it

Resolved, That it is the sense of the Board of Supervisors that the City and County of San Francisco should take recognition of this occasion by requesting Mayor Rossi to designate the week of October 9th as San Francisco Opera Company week.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Green, McPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Gallagher—1.

Endorsing Fire and Police Department Charter Amendment.

(Series of 1939)

Supervisor Colman presented:

Resolution No. 2923, as follows:

Whereas, the members of the San Francisco Fire and Police Departments have not had an upward adjustment in their schedule of compensations since July 1, 1925, a period of almost 18 years; and

Whereas, said members during the years of recession (1931-1935) did suffer downward adjustments, one of twelve and one-half per cent (12½%) lasting approximately two years; and

Whereas, official U. S. Department of Labor statistics recently released show that in San Francisco the cost of living has increased more than eighteen per cent (18%) and the cost of foods has increased more than twenty-seven per cent (27%), over averages for the years 1935-1939; and

Whereas, nine out of ten of San Francisco's firemen and policemen are married men and heads of families whose earnings have been sadly depleted by the severe rise in the cost of living; and

Whereas, these two public safety departments are recognized as among the finest of their kind in the United States; and

Whereas, Proposition No. 28 (#28) has been approved by many leading civic, business and labor groups as a fair adjustment of compensations for these two city departments; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby endorse Proposition No. 28 as being in the best interest of the City and County of San Francisco, and does urge the electorate to approve Proposition No. 28, Charter Amendment, Fire and Police Department.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Appropriating \$700,000 for Purchase of Equipment for Fire Department.

(Series of 1939)

The following from the Finance Committee was presented by Supervisor MacPhee:

Bill No. 1902, Ordinance No. 1803, as follows:

Appropriating the sum of \$700,000 to the San Francisco Fire Department from the 1942 Fire Protection Bonds for the purchase of equipment for said department, such as steel helmets, pumping units, fire apparatus and other equipment to be used for the safety of the people of the City and County of San Francisco in the event of fires or conflagration during the present national emergency; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$700,000 is hereby appropriated from the 1942 Fire Protection Bonds to the San Francisco Fire Department for the purchase of equipment for said department, such as steel helmets, pumping units, fire apparatus, and other equipment to be used for the safety of the people of the City and County of San Francisco in event of fires or conflagration during the present national emergency.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being as follows: That the purchase of the above mentioned equipment is immediately necessary for the protection and safety of the people of the City and County of San Francisco during the present national emergency, and for the uninterrupted operation of the San Francisco Fire Department.

Recommended by the Board of Fire Commissioners.

Recommended by the Director of Civilian Defense.

Approved by the Mayor, and the Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Chief Engineer, San Francisco Fire Department.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Instructing Delegates to Peace Officers' Association Convention to Endeavor to Secure the 1943 Convention for San Francisco.

(Series of 1939)

The Clerk presented, at the request of Supervisor Gallagher, who was absent:

Resolution No. 2924, as follows:

Whereas, the Peace Officers' Association of the State of California will hold its Twenty-second Annual Convention in the city of Los Angeles on October 22, 23 and 24, 1942; and

Whereas, the aforesaid convention has not been held in the city of San Francisco since June, 1922; now, therefore, be it

Resolved, That the Board of Supervisors of San Francisco, appreciating the honor of again acting as host to the Peace Officers of our

state, do hereby extend a cordial invitation to the officers and delegates of the Peace Officers' Association to hold their annual convention in San Francisco in 1943; and be it

Further Resolved, That Chief of Police Charles W. Dullea and Sheriff Dan Murphy, delegates to the convention in Los Angeles, be respectfully requested to exert their best efforts to the end that San Francisco shall be designated the convention city for the Peace Officers' Association of the State of California in 1943.

Adopted by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Declaring That Those Enrolled in the San Francisco Civilian Defense Council as Auxiliary Firemen to Serve During the Present War Emergency Are Members of a Regularly Organized Volunteer Fire Department to Act in Conjunction With the San Francisco Fire Department and as Such Are Entitled to the Benefits of Section 3361 of the Labor Code of California; an Emergency Ordinance.

(Series of 1939)

Supervisor Green presented:

Bill No. 1903, Ordinance No. 1801, as follows:

Declaring that those enrolled in the San Francisco Civilian Defense Council as auxiliary firemen to serve during the present war emergency are members of a regularly organized volunteer fire department to act in conjunction with the San Francisco Fire Department and as such are entitled to the benefits of Section 3361 of the Labor Code of California; an emergency ordinance.

Whereas, a large number of the male citizens of the City and County of San Francisco have enrolled themselves under the San Francisco Civilian Defense Council as auxiliary firemen and as such are acting as volunteer firemen for the purpose of aiding the regular San Francisco fire department in its duties which may arise by any fire occurring by reason of the existing war emergency; now, therefore,

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. That all persons enrolled as auxiliary firemen under the San Francisco Civilian Defense Council, or who may hereafter be so enrolled, are hereby declared to be members of a regularly organized volunteer fire department for the purpose of aiding the San Francisco Fire Department in any fire that may occur by reason of the existing war emergency and said persons are hereby given official recognition as a part of said volunteer fire department and shall be entitled to all the benefits provided for in Section 3361 of the Labor Code of California in so far as compensation is concerned for any injuries sustained while serving as auxiliary firemen, either in the actual fighting of fires arising under the present emergency or in any training which they may undergo for the purpose of qualifying them to fight said fires.

Section 2. The members of said volunteer fire department shall serve without compensation and at the will of the San Francisco Civilian Defense Council and shall not obtain any rights in their respective positions or any right under the San Francisco Retirement System, except to obtain the compensation which may be provided for them by Section 3361 of said Labor Code.

Section 3. This ordinance is passed as an emergency ordinance and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates

this ordinance becoming effective forthwith, the nature of said emergency being as follows, to-wit:

That there are a large number of auxiliary firemen being trained for service to meet the present emergency conditions and, in said training, rendering service to the San Francisco Fire Department; and furthermore, that by reason of said war emergency it cannot be ascertained when said auxiliary firemen will be called into active service and until they are made members of a volunteer fire department attached to the San Francisco Department they are not entitled to any compensation if they are injured in the discharge of their duties and therefore it is necessary that this ordinance become effective forthwith in order to protect the health and safety of a large number of the citizens of the City and County of San Francisco.

Approved as to form by the City Attorney.

Mr. Jack Helms, Director of Civilian Defense, explained the purport of the foregoing bill. It is desired to take advantage of the statutes on the books of the State of California at the present time. This bill, if approved, will permit auxiliary firemen, injured in the line of duty, to receive workmen's compensation benefits.

Supervisors Uhl and Colman objected to suspension of the rules for the immediate consideration of the foregoing bill.

Referred to Finance Committee.

However, after further explanation by Mr. Helms, Supervisors Uhl and Colman both withdrew their objections, the roll was called, and the foregoing bill was *finally passed* by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Providing for Special Meeting of the Board to Consider Nature of Investigation Made in Appraisals of Property of Market Street Railway Co.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Whereas, the Municipal Railway Carmen's Union has publicly opposed the revenue bond issue for the purchase of the Market Street Railway by the City and County of San Francisco for the sum of \$7,950,000 on the ground that such price is exorbitant; and

Whereas, various other groups and individuals have questioned the reasonableness of such price and the success or failure of said bond issue apparently depends on whether a majority of the voters believe such price is reasonable; and

Whereas, it is imperative that the voters of San Francisco be fully informed as to the basis on which said price was arrived at; now, therefore, be it

Resolved, That the Board of Supervisors schedule, before October 23rd, a special meeting of said Board and that it resolve itself into a committee of the whole for the purpose of hearing a detailed report from the Public Utilities Commission, the Controller and the Railroad Commission as to the nature of investigations made in appraising the properties of the Market Street Railway; and be it

Further Resolved, That the experts who made such investigations attend such meeting with their working papers and other data; and be it

Further Resolved, That all civic organizations be specially invited and all citizens be generally invited to attend such meeting and ask

such questions as they wish of such experts so that the reasonableness of such price shall be fully and publicly developed.

Discussion.

The Chair, in discussing the foregoing resolution, announced that the Citizens' Committee to campaign for revenue bonds for the purchase of the Market Street Railway was awaiting passage of resolution proposed by Supervisor MacPhee, to provide for the sale of the revenue bonds, before starting its work. In continuing his remarks, the Chair suggested that Mr. Ayres, chairman of that committee, be asked whether he thinks it is advisable to hold a special meeting, as called for in Supervisor O'Gara's resolution.

Supervisor O'Gara, in reply, stated that he had no objection to his resolution being referred to committee, and suggested that Mr. Ayres, Mr. Douglass Dorn and other interested citizens be invited to attend the committee hearing on the resolution.

Whereupon, the foregoing resolution was *referred to the Finance Committee.*

Director of Health, and Chief, Bureau of Housing, Department of Health, to Appear Before Board of Supervisors as to a More Liberal Interpretation of Laws Governing Inspections.

(Series of 1939)

Supervisor Uhl presented:

Resolution No., as follows:

Resolved, That, in anticipation of immediate future housing shortage for defense workers, the Director of Health and the Chief, Housing Division, Department of Health, be and they are respectfully requested to appear before this Board of Supervisors and explain why a more liberal interpretation of existing laws relating to housing might not be invoked as to rooms below street level, and rooms with a ceiling height of less than the minimum prescribed by law.

Referred to Public Health and Welfare Committee.

Requesting the Mayor to Consider the Advisability of Redecaring and Redefining the Public Emergency as Now Exists by Reason of the War, etc.

(Series of 1939)

Supervisor Shannon presented:

Resolution No., as follows:

Whereas, following the declaration of war by the Congress of the United States of America on December 8, 1941, his Honor the Mayor of the City and County of San Francisco did declare, by proclamation, that a state of public emergency, threatening and endangering the lives, property and welfare of the citizens of the City and County, did exist by reason of such war; and

Whereas, the San Francisco Civilian Defense Council, organized by his Honor the Mayor, did immediately call upon the citizens of the City and County for additional volunteers to help protect the lives, property and welfare of said citizens, placed in jeopardy by the war in which the United States of America is now engaged; and

Whereas, the citizens of our City and County did respond wholeheartedly to such call for volunteers, and numerous branches of civilian defense were organized or expanded to meet the public emergency; and

Whereas, there now appears to be a serious and definite lack of a coordinated program for the delegation of responsibilities and duties for civilian defense, causing duplication of effort and preventing the prompt

and efficient procurement of necessary equipment and supplies and the efficient participation by the personnel of the San Francisco Civilian Defense Council in civilian defense; now, therefore, be it

Resolved, That his Honor the Mayor consider the advisability of re-declaring and redefining the public emergency that now exists in the City and County of San Francisco by reason of the war in which the United States of America is engaged, and not inconsistent with military policy or regulations; and be it

Further Resolved, That his Honor the Mayor make known the complete plan for civilian defense, the delegation of authority, and the duties and responsibilities of individuals and groups administering the civilian defense program; and be it

Further Resolved, That his Honor the Mayor act in collaboration with the Board of Supervisors to suspend, for the duration of this public emergency, any provision of the Charter of the City and County of San Francisco, the San Francisco Municipal Code, or municipal ordinances that tend, in the judgment of his Honor the Mayor or the Board of Supervisors, to obstruct or interfere with prompt and efficient effort for the conduct of civilian defense, and to enact such legislation that will specifically provide proper, immediate and efficient procedure for civilian defense; and be it

Further Resolved, That this Board of Supervisors offers its services to his Honor the Mayor for the purpose of developing a detailed plan for civilian defense which will embrace all known situations, and that will function without duplication, controversy or hindrance.

Referred to Joint Welfare and Judiciary Committee.

Providing for the Sale of Revenue Bonds to Be Issued Pursuant to the Provisions of Proposition No. 26 on the Official Ballot for the Election to Be Held on November 3, 1942.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2925, as follows:

Whereas, if the voters of the City and County of San Francisco, at the general election to be held on November 3, 1942, approve Proposition No. 26 on the ballot for said election amending the Charter of said City and County so as to provide for the issuance of \$7,950,000 of revenue bonds for the purpose of acquiring the operative properties of the Market Street Railway Company; and

Whereas, it is provided in said charter amendment that said bonds may be sold or contracted for sale at any time before the approval of said amendment by the electors or the ratification of the same by the Legislature of the State of California; and

Whereas, it appears to this Board of Supervisors that it will be advisable and for the best interests of the City and County of San Francisco that said bonds should be offered for sale as soon as possible after same are approved by the electors of the City and County of San Francisco; and

Whereas, this Board of Supervisors deems it advisable that said bonds should not be offered for sale except on definite proposal or proposals which will give to all persons desirous of purchasing said bonds the right to bid for the same on equal terms and that by submitting a definite proposition or proposal for the sale of said bonds whereby all persons desiring to purchase the same may bid therefor upon the same terms, the people of the City and County of San Francisco will realize that the highest and best price will be received for said bonds; and

Whereas, in order to submit a definite proposal for the sale of said bonds, it will be necessary for this Board of Supervisors to obtain engi-

neering, fiscal and legal advice as to the best proposition upon which bids for the said bonds may be received; now, therefore, be it

Resolved, That this Board of Supervisors does hereby declare that if said charter amendment providing for the issuance and sale of said revenue bonds in the amount of \$7,950,000 is approved by the people, at the general election to be held on the 3rd day of November, 1942, that said bonds shall be sold only at public sale and after adequate advertising on said proposal or proposals as may be submitted to the prospective bidders by this Board of Supervisors and that the Finance Committee of this Board is hereby authorized and directed to make such studies and obtain such information as may be necessary to submit to all persons interested in the purchase of said bonds a proposition or propositions for the sale of said bonds which will give to all prospective bidders desiring to bid for the same the right to bid therefor upon equal terms and conditions.

Discussion.

Supervisor MacPhee, after explaining the purport of the foregoing resolution, and announcing that it had the approval of all members of the Finance Committee, although it had not been considered in Committee, and moved suspension of the rules for the purpose of immediate consideration of the resolution.

Supervisor Shannon questioned the cost of securing engineering studies and reports mentioned in the resolution.

In reply thereto, Supervisor MacPhee pointed out that there would be no cost to the City and County for the desired engineering studies. That cost would be charged to the successful bidders for the bonds. There will be no authorization for any studies until after the bonds have been approved by the voters.

Supervisor Shannon, in further discussion, stated he could see no advantage of adopting the resolution, and he would object to the suspension of the rules.

Thereupon, the Chair *referred the resolution to Finance Committee.*

Subsequently during the proceedings, Supervisor Shannon announced that he had been informed by Mr. Dorn that delay in adopting the resolution by Supervisor MacPhee would cause considerable delay in the sale of the bonds. Since, according to Supervisor MacPhee's statement, engineering, fiscal and legal costs will not be incurred until after the bond election, and so no expense will be incurred, he would withdraw his objection, and would second the motion for suspension of the rules to permit the immediate consideration of the resolution.

No objection being made, the rules were suspended.

Thereupon, the roll was called and the resolution was *adopted* by the following vote:

Ayes: Supervisors Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Gallagher—2.

Report on Convention of League of California Cities.

Supervisor Shannon presented and read the following:

October 1, 1942.

To the Honorable the
Board of Supervisors
City and County of San Francisco.

Gentlemen:

In line with the request of Supervisor Uhl for a written report of what transpired at the Convention of the League of California Cities

which took place in Los Angeles on Monday, Tuesday, Wednesday and Thursday, September 21, 22, 23 and 24, 1942, I beg leave to submit a sketch of the high points considered at the Convention and am filing the 24-page program of the activities so that any interested member of the Board who was not in attendance and who is desirous of asking any questions of the seven members of the Board who were in attendance and Mayor Rossi, may find ample information by perusing the program in which he will find plenty of informative data.

Daily morning sessions were attended by the entire membership and department sessions were held in the afternoon. There were Mayors' and Councilmen's Department; a City Attorneys' Department; a Finance Officers' Department; a Fire Chiefs' Department; a Health Officers' Department; a City Managers' Department and a City Planners' Department. The main body was addressed by executives of the Western Defense Command, Fourth Army, and representatives of the 11th Naval District; also by Hon. Harry P. Kane, Mayor of Tacoma, Washington; also by Mr. Earl D. Mallery, Executive Director of the American Municipal Association, Washington, D. C., and Mr. George Cummings, of the Bureau of Governmental Requirements of the War Production Board, Washington, D. C., but in my estimation the highlight of the occasion was the address by Honorable James M. Landis, Director of the Office of Civilian Defense of Washington, D. C.

Mr. Landis urged block organization, mobilizing all the people in Civilian Defense and stated that the first step is to achieve the goal of complete organization of every city of any size. In that way and only in that way, can the massed effort of the citizenry be thrown into these necessary war programs.

Activities of such organizations, he stated, would include day care for children of working mothers, salvage, the indoctrination of proper buying habits as a price control measure, housing, nutrition, car sharing, recreation, and education in the issues and meaning of the war.

The haphazardness, the looseness that characterizes community action in many of these fields would disappear overnight with such organizations, and there would arise a new vigor, a new drive on the part of the citizenry as a whole to make that desperate effort that war demands.

He urged that a single capable man be made the head of community civilian activities "with full power to control singly all of the protective units in the event of enemy action."

He stated, further, "If Pearl Harbor taught us any lesson, it taught us the need for such centralization of executive authority." Defense councils, the director said, are the key to all defense activities, but as policy-making bodies only. If they seek to be executive as well, they readily degenerate into "mere debating societies."

He described the "independent operation of private groups well-intentioned but of necessity wasteful of energy and enthusiasm" as "one of the worst sources of confusion."

He praised the progress made in Civilian Defense to date, declaring that equipment is now "rolling in—helmets, armbands, gas masks, hose and hand-pumping equipment moving off the lines and into shipment for the West" and stated further, "There must be no let-down for one moment in the many and perhaps weary months to come; instead, perfection must be our goal, and not merely maintenance of what we have."

He said the Pacific Coast is behind the Eastern Coast in backing up defense with laws, citing the fact that in eastern states civil laws back up Army dimout regulations and local fire equipment can be deployed on a state level.

Mr. Landis analyzed the Civilian Defense picture on a huge scale and pointed to significant flaws in California—sporadic lack of coordination at the bottom, too much debating in local defense councils,

occasional lack of strong executive commanders, niggardly appropriations and improper buttressing in local and state legislation.

I repeat, that if any member of the Board who was not fortunate enough to be present at this Convention, may peruse the program of activities and make inquiry of any member of the Board who was in attendance and I am confident any information desired will be cheerfully given.

Respectfully submitted,

WARREN SHANNON,
Supervisor.

Filed.

Increased Tax Levy for Board of Education.

Supervisor Brown, in discussing the Controller's analysis of the tax rate for the current fiscal year, and addressing himself in particular to the ever mounting cost of education, spoke in part as follows:

"I wish to call the Board's attention to the ever increasing cost of education from the fiscal year 1933-1934 to date. In so doing I have segregated the budget request for each fiscal year from the total tax rate so that you may be advised of the proportionate yearly increase in the tax rate year by year:

<i>Fiscal Year</i>	<i>Total Board of Education Tax Rate Budget Request</i>	
1933-34.....	\$3.48	\$511066
1934-35.....	3.863622	.409934
1935-36.....	3.681917	.646764
1936-37.....	3.784	.662582
1937-38.....	3.871	.680234
1938-39.....	4.04	.617683
1939-40.....	3.937	.681146
1940-41.....	4.295	.734577
1941-42.....	4.396	.791007
1942	4.48	.797869

"For the fiscal year 1933-34 the tax rate was \$3.48. In that year the school levy was 51 cents. During that year the sales tax was first introduced, to pass on to the retail purchasers of the state some of the school burden. During the next year the school tax was 41 cents. During the current fiscal year the school levy is approximately 80 cents, which reflects an increase of 39 cents, or nearly double the levy for 1934-1935. The total levy for 1934-35 was \$3.86, and the total levy for the current year is \$4.48, an increase of 62 cents, out of which 39 cents is the increased school levy. That is, $\frac{2}{3}$ of the increase is for schools. Prior to the sales tax, the school levy was .846. Nearly 50 cents was taken off the school levy by the sales tax. During the current year the tax levy for schools is 80 cents, to which must be added nearly 50 cents from the sales tax.

"I want to bring out to the Board and to the people of San Francisco that the bill for education in this county is growing by leaps and bounds. It has already increased better than 50% over the 1932-33 levy, and of the total increase in the tax rate, during the past nine years, of 62 cents, more than two-thirds is due to school tax alone. It is a very unfortunate thing that the Board of Supervisors has no control of school levies. I respectfully request that my remarks be made part of the record."

Seal on Supervisors' Automobiles.

Supervisor Uhl, seconded by Supervisor Colman, moved that seals be placed on the Supervisors' automobiles, in accordance with resolution previously adopted by the Board of Supervisors.

The Chief Administrative Officer informed the Board that seals would be placed on the cars by the Purchaser of Supplies any time the cars were sent to the shop on Francisco Street.

Thereupon, Supervisor Uhl, seconded by Supervisor Colman, moved that the supervisors' cars be sent to the shop for the purpose of having the seal painted thereon.

No objection, and so ordered.

In connection with the foregoing subject, Supervisor Mead suggested that the name "Supervisors" be printed on the Supervisors' cars, in large, legible letters, immediately under the seal.

Communications.

Communications were presented, read by the Clerk, and acted on as noted:

From Mr. William D. Fusselman, Acting Secretary-Manager, Marvelous Marin, Inc., transmitting in writing the gist of report made by him orally, at the previous meeting of the Board, regarding tolls over Golden Gate Bridge.

Communication referred to Finance Committee.

From the Controller, detail of tax levies of prior years.

Filed.

From S. F. Junior Chamber of Commerce, congratulating the Board of Supervisors on final realization of a unified plan of transportation for San Francisco.

Referred to Campaign Committee for Revenue Bonds for Purchase of Market Street Railway.

From S. F. Convention & Tourist Bureau, commending the Board of Supervisors for its participation in this year's convention of the League of California Cities and its assistance in winning the convention for San Francisco in 1943.

Filed.

From Senator Hiram W. Johnson, acknowledging receipt of Resolution No. 2853, Providing Medical Care, Hospitalization and Compensation for Civilian Defense Workers Injured in Line of Duty.

Filed.

From Henry J. Kaiser, thanking the Board of Supervisors for testimonial banquet recently tendered him.

Filed.

From Richard Graves, Secretary, League of California Cities, in reply to communication by the Clerk, stating that no transcripts of proceedings of the Annual Conference of the League are available, but that a number of the more important papers presented, and the highlights of the conference, as a whole, will appear in the October issue of the League Magazine, "Western City."

Filed.

From San Francisco Municipal Park Employees' Union, Local 311, alleging discrimination in scale of wage for Zoo Keepers, Gardeners, Recreation Attendants, etc., and appealing to the Board of Supervisors, his Honor the Mayor, and the Board of Park Commisisoners to remedy the condition.

Referred to Finance Committee.

From Central Council of Civic Clubs, endorsing proposed amendment to the code affecting nursing homes.

Filed.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5:10 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors October 13, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

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FRI OCT 17 1942
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Tuesday, October 13, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

TUESDAY, OCTOBER 13, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Tuesday, October 13, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Quorum present.

Supervisor Dan Gallagher presiding.

Supervisor Brown was noted present at 2:30 P. M.

Supervisor Green was noted present at 2:40 P. M.

Supervisor Colman excused from attendance per telegraph request.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of October 5, 1942, was considered read and approved.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Providing for Duplication of Vital Records; Designating Recorder to Select Same; and Providing for Storage Thereof.

(Series of 1939)

Bill No. 1892, Ordinance No., as follows:

Providing for duplication of vital records; designating Recorder to select same; and providing for storage thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. It is hereby declared that the public interest demands that various vital records of the City and County of San Francisco be photographically or otherwise reproduced in order to preserve said records against their destruction by fire, earthquake, flood, enemy attack or other cause.

Section 2. The Recorder of the City and County is hereby authorized to designate said records, and he shall cause said records to be photographed or otherwise duplicated, and the photographic films or other reproductions of such records shall be stored in a safe and convenient place by and under the custodianship of the Recorder.

Section 3. Duplicate keys and/or the combination of the lock or locks to the vault or room containing the aforementioned film or other reproductions together with duplicate indexes of said records, photographed or otherwise reproduced, shall be deposited for safekeeping with the Treasurer of the City and County.

Said duplicate keys and/or combination to lock or locks and/or indexes shall be given by the Treasurer to the Recorder upon request of the Chief Administrative Officer.

Recommended by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Authorizing Compromise of Claim of the City and County of San Francisco Against Robert Doherty in the Sum of One Hundred Dollars.

(Series of 1939)

Bill No. 1893, Ordinance No., as follows:

Authorizing compromise of claim of the City and County of San Francisco against Robert Doherty in the sum of one hundred dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of the Public Welfare Department having recommended, and the City Attorney having approved, the settlement and compromise of the claim of the City and County of San Francisco against Robert Doherty, being action number 307657 of the Superior Court of the State of California, in and for the City and County of San Francisco, for the recovery of Old Age Aid granted to Alice M. Doherty, the mother of said defendant, Robert Doherty, the amount of Old Age Aid paid to said Alice M. Doherty being \$921; and an investigation of the financial status of said Robert Doherty disclosing that said party has no property and is judgment proof, and said Robert Doherty having offered to pay in full settlement of the City's claims the amount of \$100; that the City Attorney is hereby authorized to settle and compromise said claim for said amount of \$100 and to enter a dismissal of the suit.

Finally Passed by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Consideration Continued.

Regulating the Keeping of Small Animals, Poultry and Game.

(Series of 1939)

Bill No. 1896, Ordinance No., as follows:

Amending Section 37 of Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, pertaining to the keeping and feeding of small animals, poultry and game, by providing for the installation of approved ventilation, adequate light and ratproofing in commercial establishments; and providing for the gradual installation of equipment and material required under certain conditions.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 37, Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 37. Keeping and Feeding of Small Animals, Poultry and Game Birds. It shall be unlawful for any person, firm or corporation, without first obtaining a permit from the Department of Public Health so to do, to keep or feed, or cause to be kept or fed, or permit to be kept or fed, on premises over which any such person, firm or corporation may have control, the following: Live hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, within the first and second residential districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco.

(a) **Enclosures.** Provided, however, that when a permit has been issued for the maintenance of any of the above, the same must be kept and fed in coops or enclosures complying with the following requirements, to-wit:

(1) The floor of said coop or enclosure shall be of concrete not less than two (2) inches thick and covered either with a layer of cement not less than one-half ($\frac{1}{2}$) inch thick or asphalt not less than one (1) inch thick.

(2) The said coop or enclosure shall be entirely surrounded by a brick or concrete wall at least five (5) inches in thickness and one (1) foot high.

(3) The said coop or enclosure shall be entirely surrounded by a galvanized iron wire mesh fence, wall or sides extending at least six (6) feet above the ground, which mesh shall not be greater than one-half ($\frac{1}{2}$) inch in size.

(4) Provided, however, that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl shall be permitted between the hours of sunrise and sunset to run at large within the limits of the premises. Said coops or enclosure shall be kept closed during the time that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl are so running at large. The said premises to be safely fenced so that said animals and fowl cannot escape therefrom.

(b) **Prohibitions.** It shall be unlawful for any person, firm or corporation to keep or feed, or cause to be kept or fed, or permit to be kept or fed the following: Hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, game birds, parrots of any species or other fowl in movable or portable coops in premises which are not ratproof, unless the said coops are constructed with a metal bottom and metal sides extending to a height of at least one (1) foot, surmounted by a metal cage of one-half ($\frac{1}{2}$) inch wire mesh.

It shall be unlawful for any person, firm or corporation to engage in the business of keeping, feeding, or breeding any hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, dogs, cats, for commercial purposes, within the first and second residential districts as defined by existing law.

(c) **Commercial Purposes.** It is hereby declared to be unlawful to conduct for commercial purposes any establishment in which dogs, cats, hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, are kept and maintained in the Commercial District, Light Industrial District and Heavy Industrial District, as those districts are at present defined by existing law, or as may hereafter be defined by the City

Planning Commission of the City and County of San Francisco, without first obtaining from the Department of Public Health a permit so to do.

No permit shall be issued by the Department of Public Health to any person, firm or corporation, to keep or maintain for commercial purposes any of the above named fowl, animals or birds within the Commercial, Light Industrial or Heavy Industrial Districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, unless said person, firm or corporation has complied in full with the following requirements:

(1) It shall be unlawful to establish hereafter any place of business for the sale of the fowl, animals and birds specified above within twenty-five (25) feet of any door, window or other opening of any dwelling, apartment house or hotel if live fowl, animals and birds intended for sale are kept therein. It shall be unlawful to keep said live fowl, animals and birds in any basement, sub-basement or cellar in any place of business hereafter established unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and is also adequately lighted, completely rat-proofed and complies fully with the sanitary requirements set forth in Section 440, Article 8, Chapter V of this code.

(2) It shall be the duty of the Director of Public Health and he is hereby expressly empowered to propose to the owners of existing establishments wherein such live fowl, animals and birds are kept for purposes of sale, such sanitary improvements as may appear to the Director of Public Health to be necessary and advisable and such systems and methods of ventilation of basements, sub-basements and cellars above referred to as may appear desirable for gradual installation during the present war emergency if the equipment and materials therefor are available. It shall be unlawful after the present war emergency has terminated to keep any of the live fowl, animals and birds hereinabove specified in any basement, sub-basement or cellar unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and complies fully with the sanitary requirements of this code; provided, however, that the owners of said establishments shall have a reasonable period of time to be prescribed by the Director of Public Health following the termination of said war emergency to obtain necessary material and equipment to comply with this provision.

(3) The floors of all such premises must be constructed of water-proof material properly drained to the sewer.

(4) Said premises shall be ratproof, all openings properly fly-screened, and adequate provision must be made for the elimination of all odors.

(5) The walls and ceilings of all such premises must be of hard finished plaster, painted with two coats of lead and oil paint, light in color.

(6) In all premises where slaughtering of fowl, birds or animals is carried on in connection with the keeping of said fowl, birds or animals, the killing room must be entirely separate from that part of the premises occupied by the live fowl, animals or birds.

The floors of said slaughtering room must be of water-proof material, properly drained to the sewer. The walls and ceilings must be of hard finished plaster and painted with two coats of lead and oil paint, light in color. Refrigerating equipment must be installed for the reception of the dressed fowl, birds or animals, properly connected to the sewer. Toilet and lavatory facilities for the use of the employees engaged in the handling and slaughtering of such birds, animals or fowl must be installed in conformity with the provisions of the plumbing law.

(d) **Exceptions.** The terms and provisions of this section shall not apply to the keeping, liberation for exercise, or racing of homing or carrier pigeons which are not raised or kept for the market or for commercial purposes, and the lofts or pigeon houses wherein said homing or carrier pigeons are kept are elevated at least three (3) feet above the ground or other foundation upon post-legs or pillars completely surrounded or covered by smooth jointless galvanized sheet metal, and within not less than twenty (20) feet from the door or window of any building used for human habitation, and the entire floor, and sides for at least two (2) feet extending upwards from the bottom of the floor of said lofts or pigeon houses, are covered or protected by galvanized iron or its equivalent, concrete, or eighteen (18) gauge wire mesh of not more than one-half ($\frac{1}{2}$) inch and the interior of said lofts or pigeon houses, wherein such carrier or homing pigeons are kept, are registered by the owners thereof with the Department of Public Health of the City and County of San Francisco, and the said lofts or pigeon houses shall be inspected by the said Department of Public Health of the City and County of San Francisco at least once a year.

On motion of Supervisor MacPhee, *consideration of the foregoing bill was continued until Monday, October 19, 1942.*

Final Passage.

The following from the Joint Public Health and Judiciary Committee, without recommendation, was taken up:

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code Pertaining to Definitions by Amending the Portion Thereof Relating to Hospitals and Sanitariums.

(Series of 1939)

Bill No. 1873, Ordinance No., as follows:

Amending Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code pertaining to definitions by amending the portion thereof relating to hospitals and sanitariums.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 30 of Article 2, Chapter I, Part II of the San Francisco Municipal Code relating to definition of hospitals and sanitariums is hereby amended to read as follows:

Section 30. Definitions. **Alterations** means any change or addition.

Basement means a lower story of which a part, but less than one-half ($\frac{1}{2}$) is below the level of the curb line of the street or of the general level of the ground.

Bearing wall means any wall carrying all or part of the interior load of a building.

Building or structure means any construction the arrangement of which may affect the health, safety or general welfare of man or animals.

Cellar means a lower story of which one-half ($\frac{1}{2}$) or more is below the level of the curb line of the street, or streets, on which it faces, or of the general level of the ground.

Corner lot means a lot situated at the corner of two (2) streets or street and a public alley not less than sixteen (16) feet in width.

Court means an open, unoccupied space other than a yard on the same lot as the building. A court extending to the yard of street is an outer court. A court surrounded on all sides by a building on the same lot is an inner court. A court extending to the lot line is a lot line court.

Curtain wall means any wall supported at intervals on the frame of a building or a wall which is self-supporting only on the exterior of a building.

Dead load means the weight of the walls, floors, etc., of a building, including all permanent construction.

Division wall means any wall other than an exterior wall, or a party wall, which extends the full height of a building and through the roof, and such walls shall be constructed in all respects as provided for party walls. Such walls may be bearing walls or self-supporting only.

Dwelling means a building which shall be intended or designed for or used as the home or residence of not more than two (2) separate and distinct families or households, and in which not more than fifteen (15) rooms shall be used for the accommodation of boarders, and no part of which structure is used as a store or for any business purpose. Two (2) or more such dwellings may be connected on each story and used for boarding purposes, provided the halls and stairs of each house shall be left unaltered and kept open and in use as such.

Exterior wall means every outer wall or vertical enclosure of a building.

Fire wall means all walls built for the purpose of fire resistance, and also applies to that portion of walls above roof surface.

Flats means a building of two (2) or more stories containing separate self-contained dwellings, each dwelling having an independent entrance on the level of the street or from an outside vestibule on the level of the first floor.

Girders in floor construction means all beams that are used for the support of other beams.

Hard terra cotta fireproofing means all clay fireproofing material that is manufactured without sawdust.

Note: Matter cancelled is bracketed "[]" and set in bold face.

Hospital or sanitarium means a building used for the keeping and care of sick, invalids and infirm people, and having accommodation for more than **[five (5)] eight (8)** such people.

Hotel means a building or part thereof intended, designed or used for supplying food and shelter to residents or guests and having a general public dining room or cafe, or both, and containing more than fifteen (15) guests' rooms.

Live load means all weights in a building other than dead loads. Such loads shall include temporary construction, furniture and people.

Lodging house means a building containing more than fifteen (15) rooms in which persons are or may be accommodated with sleeping apartments for hire, by the day, week or month.

Masonry means brick, stone, interlocking hollow tiles, concrete or reinforced concrete construction.

Office building means a building divided into rooms intended and used for office purposes, and no part of which shall be used for living purposes, except by the janitor and his family.

Partition wall means any interior wall other than a division wall.

Party wall means a wall used, or built to be used, in common by two or more buildings.

Portable steam or hot water radiators, wherein gas or electricity is used for producing heat, means any gas or electrically heated heating device, constructed and equipped as required in Section 1493 of Article 45 of this Chapter, wherein self-contained, tightly-enclosed water is used to radiate heat.

Reinforced concrete construction means all rock or gravel concrete used in the construction of posts, beams, lintels, girders, arches, walls

and floors in which are strengthened by iron or steel mesh, wires, cables, bars or shapes embedded in the concrete in such a manner that the two (2) materials act in unison in resisting stresses due to external loads, the steel resisting all tension stresses and assisting in the resistance of shearing stresses.

Repairs means the reconstruction or renewal of any existing part of a building, or of its fixtures or appurtenances by which the strength or the fire risk is not affected or modified.

Retaining wall means all walls constructed for the purpose of holding back or supporting earth.

Semi-porous terra cotta fireproofing means all clay fireproof material having fifty (50%) per cent sawdust measured by volume, mixed with fifty (50%) per cent clay.

Shaft means any open space other than a court, extending through the building for two (2) or more stories, exterior or interior, whether for light, air, elevator, dumb-waiter or any other purposes. A vent shaft is one used solely to ventilate or light, or both, a watercloset compartment or bathroom.

Stair hall means the stairs, stair landings, hallways or passages through which it is customary to pass in going from the entrance to the roof.

Steel frame construction means every metal frame used for the support of a building. The term "steel frame" shall include all the cast and wrought iron, as well as steel, used in the construction.

Story means (for the calculation of the thickness of foundation and size of studding) the vertical distance from floor to ceiling. The minimum height of a story shall be seven and one-half (7½) feet.

Tenement house or apartment house means any building coming within the definition of a tenement house as defined in the State Housing Act.

Terra cotta, when used alone, shall apply to the hand-molded, baked clay material used for architectural decoration and construction of walls.

Theatre means a building which contains seats for the public, and to which an admission fee is charged, and in which movable scenery is used.

Thickness of wall means the minimum thickness of such wall measured between any two (2) floors, or between floor and ceiling or roof.

Ton means two thousand (2,000) pounds.

Warehouse means a building used exclusively for the storage of merchandise.

Yard means an open, unoccupied space on the same lot as the house, between the extreme rear line of the house and the rear line of the lot.

Finally Passed by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

NEW BUSINESS.

Adopted.

The following recommendations of Finance, Revenue and Taxation Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department.

(Series of 1939)

Resolution No. 2927, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, effective July 1, 1942, be and are hereby approved; and be it

Further Resolved, That supplemental recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, including discontinuances and other transactions, effective as noted, are hereby approved; and be it

Further Resolved, That the Public Welfare Department recommendations for care of Needy Aged Persons in County Hospital, as provided under Section 2160.7, Welfare and Institutions Code, State of California, effective as noted, are hereby approved; and be it

Further Resolved, That the Clerk of the Board of Supervisors is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Authorizing Release of Lien—Carl Gundersen.

(Series of 1939)

Resolution No. 2928, as follows:

Whereas, an instrument executed by Carl Gundersen was recorded in the office of the Recorder of the City and County of San Francisco, State of California, on July 20, 1939, in Book 3485 of Official Records at page 163, which said instrument created a lien in favor of the City and County of San Francisco on the following real property situate in said City and County of San Francisco, described as follows:

Commencing at a point on the northeasterly line of Teddy Avenue, distant thereon 140.98 feet southeasterly from the southeasterly line of Alpha Street; running thence southeasterly along the northeasterly line of Teddy Avenue 25 feet; thence at a right angle northeasterly 137.08 feet; thence at a right angle northwesterly 25.07 feet to a point distant 139.02 feet northeasterly from the point of commencement; thence southwesterly 139.02 feet to the northeasterly line of Teddy Avenue and the point of commencement.

Being Lot No. 6 in Block No. 63, Reis Tract.

Whereas, the recipient of aid who executed said agreement has offered to pay said City and County the sum of \$333.42 for a release of said real property from said lien; and

Whereas, after investigation by this Board it has been determined that the net amount which would be realized in the event that said lien was foreclosed will not exceed the said sum of \$333.42; and

Whereas, it is deemed advisable by this Board to accept said sum of \$333.42 as full payment of the amount secured by said lien; now, therefore, be it

Resolved, That upon payment of said sum of \$333.42, David A. Barry,

Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Re-referred to Committee.

Authorizing Lease of Land for the North Beach Annex Playground.

(Series of 1939)

Resolution No., as follows:

Resolved, In accordance with the recommendation of the Recreation Department, that the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, as Lessee, be and are hereby authorized and directed to execute a lease with the Telegraph Hill Neighborhood Association, a corporation, as Lessor, of

Lot 14, Assessor's Block 64, San Francisco,

for a period of five years beginning July 1, 1942, and ending June 30, 1947, at a total rental of \$1,469, payable as follows:

\$1,369 on or before October 15, 1942;
25 on or before November 15, 1943;
25 on or before November 15, 1944;
25 on or before November 15, 1945;
25 on or before November 15, 1946.

Said rental shall be payable from such funds as may be appropriated by this Board for said purpose. The premises are required by the Recreation Department for the North Beach Annex Playground.

The Director of Property is hereby authorized to agree with the Lessor upon all conditions to be inserted in said lease for carrying out the purposes and effect of this resolution. The form of lease shall be approved by the City Attorney.

Recommended by the Recreation Department.

Approved by the Director of Property.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Action Rescinded.

Subsequently, during the proceedings, Supervisor MacPhee informed the Board that the Controller had suggested that the language of the foregoing Resolution was not in proper form, and it should be re-referred to the Finance Committee. Thereupon, he moved that the previous action of the Board, whereby the foregoing resolution was adopted, be rescinded.

No objection and so ordered.

Supervisor MacPhee then moved that the resolution be re-referred to Finance Committee.

No objection and so ordered.

Passed for Second Reading.

**Appropriating \$2,475, Chief Engineer, Stationary Steam Engines,
Water Department, City Pumps.**

(Series of 1939)

Bill No. 1904, Ordinance No., as follows:

Appropriating the sum of \$2,475 out of the surplus in Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to credit of Appropriation No. 266-110-15, Water Department—Permanent Salaries, to provide for compensation of 1 O172 Chief Engineer of Stationary Steam Engines at rate of \$275 per month, effective October 1, 1942; abolishing position of 1 O170 Assistant Chief Engineer of Stationary Steam Engines at rate of \$273 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,475 is hereby appropriated from the surplus existing in Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to credit of Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to provide for compensation of 1 O172 Chief Engineer of Stationary Steam Engines at rate of \$275 per month, effective October 1, 1942.

Section 2. The position of 1 O172 Chief Engineer of Stationary Steam Engines is hereby created; the position of 1 O170 Assistant Chief Engineer of Stationary Engines is hereby abolished.

Recommended by the Manager of Utilities; the Public Utilities Commission; the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Amending Salary Ordinance by Changing Class Number, Title and Salary, Assistant Chief Engineer of Stationary Steam Engines, San Francisco Water Department; an Emergency Ordinance.

(Series of 1939)

Bill No. 1905, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 74, PUBLIC UTILITIES COMMISSION—SAN FRANCISCO WATER DEPARTMENT (Continued), by changing the class number, title and salary under item 55 from 1 O170 Assistant Chief Engineer of Stationary Steam Engines at \$273 to O172 Chief Engineer of Stationary Steam Engines at \$275; an emergency ordinance. . .

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 74, is hereby amended to read as follows:

Section 74. **PUBLIC UTILITIES COMMISSION—(Continued)**
SAN FRANCISCO WATER DEPARTMENT (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9. CONSUMERS' PREMISES				
1	2	U127	Water Service Inspector	\$ 193
1.1	1	U127	Water Service Inspector	192
1.2	1	U127	Water Service Inspector	190
1.3	1	U127	Water Service Inspector	182
1.4	1	U127	Water Service Inspector	175
2	1	U128	Chief Water Service Inspector	215
10. WATER SALES DIVISION—METER READING				
3	5	B247	Meter Reader	175
4	3	B247	Meter Reader	170
5	2	B247	Meter Reader	165
5.1	1	B247	Meter Reader	160
5.2	5	B247	Meter Reader	155
11. CONSUMERS' ACCOUNTS				
6	4	B222	General Clerk	175
7	1	B222	General Clerk	173
8	1	B222	General Clerk	172
9	9	B222	General Clerk	170
9.1	1	B222	General Clerk	155
10	5	B222	General Clerk (part time)	75
12	1	B228	Senior Clerk	200
13	2	B228	Senior Clerk	195
13.1	1	B228	Senior Clerk	195.50
14	1	B302	Addressing Machine Operator	172
15	1	B302	Addressing Machine Operator	170
15.1	1	B302	Addressing Machine Operator	155
16	10	B311	Bookkeeping Machine Operator	185
16.1	1	B311	Bookkeeping Machine Operator	175
16.2	1	B312	Senior Bookkeeping Machine Operator	195
17	4	B512	General Clerk-Typist	170
17.1	1	B512	General Clerk-Typist	155
18	1	U56	Asst. Supervisor, Consumers' Accounts	300
19	1	U60	Supervisor Consumers' Accounts	350
20	1	U62	Supervisor of Closing Bills	244.50
21	1	U63	Chief Adjuster	244.50
12. WATER SALES DIVISION—COLLECTIONS				
22	1	B222	General Clerk	173
23	1	B222	General Clerk	180
24	15	B222	General Clerk	175
25	1	B222	General Clerk	172
26	9	B222	General Clerk	170
26.1	1	B222	General Clerk	170.50
26.2	2	B222	General Clerk	163
26.3	1	B222	General Clerk	160
27	2	B222	General Clerk	155
28	1	B228	Senior Clerk	200
29	1	B234	Head Clerk	250
30	1	B408	General Clerk-Stenographer	175
31	1	B408	General Clerk-Stenographer	155
32	1	B512	General Clerk-Typist	170
33	1	U52	Supervisor of Collections	300

13. DOCKS AND SHIPPING

34	1	B222	General Clerk	175
35	1	U51	Supervisor Docks and Shipping	275
36	1	U125	Hoseman, Ships and Docks	182
37	1	U125	Hoseman, Ships and Docks	170

14. CITY DISTRIBUTION DIVISION—GENERAL

38	1	B228	Senior Clerk	195
39	1	B356	Senior Storekeeper	275
40	1	B408	General Clerk-Stenographer	172
41	1	B512	General Clerk-Typist	170.50
42	1	B512	General Clerk-Typist	175
43	1	F252	Junior Civil Engineering Draftsman	160
43.1	1	F401	Junior Hydraulic Engineer	233
43.2	1	F401	Junior Hydraulic Engineer	175
44	1	O58	Gardener	155
44.1	4	O58	Gardener	135
45	2	O58	Gardener	150
45.1	1	O60	Head Gardener	169.50
46	4	U130	Reservoir Keeper	165
49	1	U142	Assistant Superintendent	350
50	1	U144	Superintendent	500

15. PUMPS

51	1	J 4	Laborer	194
52	7	O166	Fireman of Stationary Steam Engines.....	210
54	4	O168	Engineer of Stationary Steam Engines.....	258
55	1	O172	Chief Engineer of Stationary Steam En- gines	275

16. PUMPS—PENINSULA DIVISION

57	2	O166	Fireman of Stationary Steam Engines.....	210
58	1	U214	Pump Operator	175
59	4	U214	Pump Operator (relief).....	175
61	1	U215	Head Pump Operator	200

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Public Utilities Commission—San Francisco Water Department, by establishing the correct classification for this position.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Supervisor Uhl pointed out that inasmuch as the foregoing bill was a companion bill to the legislation immediately preceding, which had already been Passed for Second Reading, and need not become effective before the effective date of that preceding legislation, the emergency section was unnecessary, and he would move to delete same. Motion seconded by Supervisor MacPhee.

No objection and emergency section was deleted.

Passed for Second Reading.

Thereupon, the roll was called and Bill No. 1905, amended to read as follows, was *Passed for Second Reading* by the following vote:

Amending Salary Ordinance by Changing Class Number, Title and Salary, Assistant Chief Engineer of Stationary Steam Engines, San Francisco Water Department.

(Series of 1939)

Bill No. 1905, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 74, PUBLIC UTILITIES COMMISSION—SAN FRANCISCO WATER DEPARTMENT (Continued), by changing the class number, title and salary under item 55 from 1 O170 Assistant Chief Engineer of Stationary Steam Engines at \$273 to O172 Chief Engineer of Stationary Steam Engines at \$275.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 74, is hereby amended to read as follows:

**Section 74. PUBLIC UTILITIES COMMISSION—(Continued)
SAN FRANCISCO WATER DEPARTMENT (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9. CONSUMERS' PREMISES				
1	2	U127	Water Service Inspector.....	\$ 193
1.1	1	U127	Water Service Inspector.....	192
1.2	1	U127	Water Service Inspector.....	190
1.3	1	U127	Water Service Inspector.....	182
1.4	1	U127	Water Service Inspector.....	175
2	1	U128	Chief Water Service Inspector.....	215
10. WATER SALES DIVISION—METER READING				
3	5	B247	Meter Reader	175
4	3	B247	Meter Reader	170
5	2	B247	Meter Reader	165
5.1	1	B247	Meter Reader	160
5.2	5	B247	Meter Reader	155
11. CONSUMERS' ACCOUNTS				
6	4	B222	General Clerk	175
7	1	B222	General Clerk	173
8	1	B222	General Clerk	172
9	9	B222	General Clerk	170
9.1	1	B222	General Clerk	155
10	5	B222	General Clerk (part time)	75
12	1	B228	Senior Clerk	200
13	2	B228	Senior Clerk	195
13.1	1	B228	Senior Clerk	195.50
14	1	B302	Addressing Machine Operator.....	172
15	1	B302	Addressing Machine Operator.....	170
15.1	1	B302	Addressing Machine Operator.....	155
16	10	B311	Bookkeeping Machine Operator.....	185
16.1	1	B311	Bookkeeping Machine Operator.....	175
16.2	1	B312	Senior Bookkeeping Machine Operator.....	195
17	4	B512	General Clerk-Typist	170
17.1	1	B512	General Clerk-Typist	155
18	1	U56	Asst. Supervisor, Consumers' Accounts.....	300
19	1	U60	Supervisor Consumers' Accounts.....	350
20	1	U62	Supervisor of Closing Bills.....	244.50
21	1	U63	Chief Adjuster	244.50

12. WATER SALES DIVISION—COLLECTIONS

22	1	B222	General Clerk	173
23	1	B222	General Clerk	180
24	15	B222	General Clerk	175
25	1	B222	General Clerk	172
26	9	B222	General Clerk	170
26.1	1	B222	General Clerk	170.50
26.2	2	B222	General Clerk	163
26.3	1	B222	General Clerk	160
27	2	B222	General Clerk	155
28	1	B228	Senior Clerk	200
29	1	B234	Head Clerk	250
30	1	B408	General Clerk-Stenographer	175
31	1	B408	General Clerk-Stenographer	155
32	1	B512	General Clerk-Typist	170
33	1	U52	Supervisor of Collections.....	300

13. DOCKS AND SHIPPING

34	1	B222	General Clerk	175
35	1	U51	Supervisor Docks and Shipping.....	275
36	1	U125	Hoseman, Ships and Docks.....	182
37	1	U125	Hoseman, Ships and Docks.....	170

14. CITY DISTRIBUTION DIVISION—GENERAL

38	1	B228	Senior Clerk	195
39	1	B356	Senior Storekeeper	275
40	1	B408	General Clerk-Stenographer	172
41	1	B512	General Clerk-Typist	170.50
42	1	B512	General Clerk-Typist	175
43	1	F252	Junior Civil Engineering Draftsman.....	160
43.1	1	F401	Junior Hydraulic Engineer.....	233
43.2	1	F401	Junior Hydraulic Engineer.....	175
44	1	O58	Gardener	155
44.1	4	O58	Gardener	135
45	2	O58	Gardener	150
45.1	1	O60	Head Gardener	169.50
46	4	U130	Reservoir Keeper	165
49	1	U142	Assistant Superintendent	350
50	1	U144	Superintendent	500

15. PUMPS

51	1	J4	Laborer	194
52	7	O166	Fireman of Stationary Steam Engines.....	210
54	4	O168	Engineer of Stationary Steam Engines.....	258
55	1	O172	Chief Engineer of Stationary Steam En- gines	275

16. PUMPS—PENINSULA DIVISION

57	2	O166	Fireman of Stationary Steam Engines.....	210
58	1	U214	Pump Operator	175
59	4	U214	Pump Operator (relief).....	175
61	1	U215	Head Pump Operator.....	200

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Passed for Second Reading.

Authorizing Leasing of Crystal Springs Golf Course Property on a Month to Month Basis.

(Series of 1939)

Bill No. 1906, Ordinance No., as follows:

Authorizing leasing of Crystal Springs Golf Course property on a month to month basis.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 93 of the Charter of the City and County of San Francisco and in accordance with the recommendation of the Public Utilities Commission, the Director of Property is hereby authorized and directed to arrange for leasing on a month to month basis that certain 172.5-acre tract of San Francisco Water Department land, with improvements thereon, situated in the County of San Mateo, State of California, commonly known as the Crystal Springs Golf Course. Said property is located on the Skyline Boulevard, approximately two miles west of Burlingame.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Reappropriation of \$8,302.50 From Department of Public Health for Compensations of Employees.

(Series of 1939)

Bill No. 1908, Ordinance No., as follows:

Reappropriating the sum of \$8,302.50 from the existing surplus in Department of Public Health appropriations to the credit of other Department of Public Health appropriations to provide funds to compensate employees from appropriations in accordance with their assignments and transfer, effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$8,302.50 is hereby reappropriated and set aside out of the following appropriations in amounts indicated:

Appropriation No. 250.110.05.....	\$1,512.00
253.110.02.....	1,075.50
253.110.04.....	1,692.00
254.110.00.....	3,123.00
255.110.00.....	900.00
	<hr/> \$8,302.50

to the credit of

Appropriation No. 250.110.05.....	\$1,395.00
253.110.02.....	900.00
253.110.04.....	1,728.00
254.110.00.....	3,204.00
255.110.00.....	1,075.50
	<hr/> \$8,302.50

to provide compensation for Department of Public Health employees in accordance with their assignments and transfer as follows:

- 1 P2 Emergency Hospital Steward at \$188—3 years' seniority—
from San Francisco Hospital to Emergency Hospital.
- 1 P2 Emergency Hospital Steward at \$192—4 years' seniority—
from Emergency Hospital to San Francisco Hospital.
- 1 B408 General Clerk-Stenographer at \$168—11 years' seniority—
from Central Office, Bureau of Communicable Diseases, to
Emergency Hospital.
- 1 B408 General Clerk-Stenographer at \$155—without seniority—
from Emergency Hospital to Central Office, Bureau of Com-
municable Diseases.
- 1 P102 Registered Nurse at \$154.50—5 years' seniority—from San
Francisco Hospital to Hassler Health Home.
- 1 P102 Registered Nurse at \$135—without seniority—from Hassler
Health Home to San Francisco Hospital.

Section 2. The following positions, at rates indicated, are hereby created in the following Department of Public Health bureaus and institutions for the period October 1, 1942, to June 30, 1943:

Bureau of Communicable Diseases.

- 1 B408 General Clerk-Stenographer at \$155.

San Francisco Hospital.

- 1 P102 Registered Nurse at \$135 (less room, laundry, meals).
- 1 P2 Emergency Hospital Steward at \$192.

Emergency Hospital.

- 1 P2 Emergency Hospital Steward at \$188.
- 1 B408 General Clerk-Stenographer at \$168.

Hassler Health Home.

- 1 P102 Registered Nurse at \$154.50 (less room, laundry, meals).

and the following positions are hereby eliminated in the following Department of Public Health bureaus and institutions, for the period October 1, 1942, to June 30, 1943:

Bureau of Communicable Diseases.

- 1 B408 General Clerk-Stenographer at \$168.

San Francisco Hospital.

- 1 P2 Emergency Hospital Steward at \$188.
- 1 P102 Registered Nurse at \$154.50 (less room, laundry, meals).

Emergency Hospital.

- 1 P2 Emergency Hospital Steward at \$192.
- 1 B408 General Clerk-Stenographer at \$155.

Hassler Health Home.

- 1 P102 Registered Nurse at \$135.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Final Passage.

Amending Salary Ordinance as to General Clerk-Stenographers,
Department of Public Health—Central Office; an Emergency
Ordinance.

(Series of 1939)

Bill No. 1909, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 54a, DEPARTMENT OF PUBLIC HEALTH — CENTRAL OFFICE, by deleting item 29 1 B408 General Clerk-Stenographer at \$168 per month; by increasing the number of positions under item 28.2 from 1 to 2 B408 General Clerk-Stenographers at \$155. An emergency ordinance effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Bill 1734, Ordinance 1667, Section 54a, is hereby amended to read as follows:

Section 54a. DEPARTMENT OF PUBLIC HEALTH
CENTRAL OFFICE (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
STATISTICS				
17	1	B222	General Clerk	\$ 190
18	1	B222	General Clerk	185
19	1	B228	Senior Clerk	197
20	2	B239	Statistician	198
21	1	B408	General Clerk-Stenographer	190
22	1	B408	General Clerk-Stenographer	168

MEAT INSPECTION

22.1	1	N56	Market Inspector	175
23	5	N56	Market Inspector	182
23.1	6	N56	Market Inspector	194.50
23.2	1	N56	Market Inspector	190
24	7	N56	Market Inspector	200
25	1	N58	Chief Market Inspector	283
26	6	N60	Abattoir Inspector	200
26.1	1	N62	Veterinarian	207.50
27	1	N62	Veterinarian	208
27.1	1	N62	Veterinarian	225
27.2	5	N62	Veterinarian	219.50
28	2	N62	Veterinarian	200
28.1	1	N63	Chief Abattoir Inspector	275

COMMUNICABLE DISEASES

28.2	2	B408	General Clerk-Stenographer	155
29.1	1	B512	General Clerk-Typist (part time)	79.50
30	8	J 74	Rodent Controlman	150
31	4	L370	Epidemiologist (part time)	225
32	1	L371	Director, Bureau of Communicable Dis- eases (part time)	350
33	1	P60	Supervising Nurse, Bureau of Communica- ble Diseases	220

Section 2. This ordinance is passed as an emergency measure, effective October 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual

emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—Central Office.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Amending Salary Ordinance as to Porter, Department of Public Health—Central Office; an Emergency Ordinance.

(Series of 1939)

Bill No. 1910, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 54b, DEPARTMENT OF PUBLIC HEALTH—CENTRAL OFFICE, by reducing the compensation under item 48.1 for 1 I204 Porter from \$117 to \$110 per month. An emergency measure effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 54b, is hereby amended to read as follows:

**Section 54b. DEPARTMENT OF PUBLIC HEALTH—
CENTRAL OFFICE (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
VENEREAL DISEASE CONTROL				
33.1	1	B408	General Clerk-Stenographer (part time)...	\$ 79.50
34	2	B408	General Clerk-Stenographer	168
35	1	B512	General Clerk-Typist (part time)	79.50
37	7	L360	Physician (part time)	150
38	1	L364	Pediatrician (part time)	135
38.1	1	L376	Chief, Div. of Venereal Disease Control....	375
39	1	P52	Field Nurse	188
39.1	3	P52	Field Nurse	165
39.2	1	P52	Field Nurse	185
39.3	1	P60	Supervising Nurse, Bureau of Communica- ble Diseases	200
39.4	3	P102	Registered Nurse	154.50
39.5	1	B408	General Clerk-Stenographer	155
39.6	1	I 116	Orderly	123
BUREAU OF MENTAL HYGIENE				
40	1	B408	General Clerk-Stenographer (part time)....	79.50
40.1	1	B408	General Clerk-Stenographer	162
41	1	L404	Psychologist	175
41.1	2	L404	Psychologist	170
42	1	L404	Psychologist	165
43	1	L404	Psychologist (part time)	79.50
44	1	L408	Psychiatrist (part time)	200
45	1	L408	Psychiatrist (part time)	150
BACTERIOLOGICAL LABORATORY				
46	1	B222	General Clerk	190
46.1	1	B512	General Clerk-Typist	162
47	1	C102	Janitress	137
47.1	2	I 204	Porter	123

48.1	1	I 204	Porter	110
49	1	L52	Bacteriological Laboratory Technician	137
49.1	2	L52	Bacteriological Laboratory Technician	125
50	1	L56	Bacteriologist	225
51	2	L56	Bacteriologist	202
51.1	1	L56	Bacteriologist	200.50
52		L58	Director of Laboratories	
53	1	L60	Bacteriological Milk Inspector	250
54	1	L64	Consultant Bacteriologist (part time).....	75

TEMPORARY SERVICES

54.1	I 2	Kitchen Helper, \$4.50 per day	
54.2	I 116	Orderly	110
54.3	I 204	Porter	110

Section 2. This ordinance is passed as an emergency measure, effective October 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—Central Office.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Amending Salary Ordinance, Department of Public Health—San Francisco Hospital, as to Porters; an Emergency Ordinance.

(Series of 1939)

Bill No. 1911, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 58, DEPARTMENT OF PUBLIC HEALTH—SAN FRANCISCO HOSPITAL, by increasing the number of positions under item 34.2 from 1 to 2 I204 Porter at \$117, and by decreasing the number of positions under item 34.3 from 26 to 25 I204 Porter at \$110. An emergency ordinance effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 58, is hereby amended to read as follows:

**Section 58. DEPARTMENT OF PUBLIC HEALTH—
SAN FRANCISCO HOSPITAL**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	B210	Office Assistant	\$ 106
1.1	1	B222	General Clerk	175
2	1	B222	General Clerk	172
3	2	B222	General Clerk	168
3.1	5	B222	General Clerk	162
3.2	1	B222	General Clerk	155
3.3	6	B222	General Clerk (part time)	79.50
4	1	B234	Head Clerk	285
5	1	B239	Statistician	188
6	1	B239	Statistician	175
6.1	1	B331	Photographer, Department of Public Health (part time).....	79.50
7	1	B408	General Clerk-Stenographer	155

8	8	B408	General Clerk-Stenographer	168
9	4	B408	General Clerk-Stenographer (part time)....	79.50
10	1	B412	Senior Clerk-Stenographer	200
11	3	B454	Telephone Operator	157
11.1	2	B454	Telephone Operator	167
12	4	B512	General Clerk-Typist (part time)	79.50
12.1	1	B512	General Clerk-Typist	155
12.2	2	B512	General Clerk-Typist	162
13	1	B512	General Clerk-Typist	175
15	2	C152	Watchman	152
15.1	3	C152	Watchman	145
16	2	E108	Electrician, \$13.60 per day	
16.1	76	I 2	Kitchen Helper	118
17	1	I 6	Pastry Cook	222
17.2	9	I 10	Cook's Assistant	137
18	7	I 12	Cook	183
18.1	1	I 14	Junior Chef	203
19	1	I 16	Chef	261
20	8	I 54	Waitress	131
21	4	I 56	Waiter	131
21.1			Inmate Help (not over \$50)	
22	92	I 116	Orderly	127
22.1	13	I 116	Orderly	123
22.2	16	I 116	Orderly	117
22.3	29	I 116	Orderly	110
23	1	I 120	Senior Orderly	145
23.1	1	I 120	Senior Orderly	135
24	2	I 122	House Mother	142
26	13	I 152	Flatwork Ironer	106
27	11	I 154	Laundress	106
27.1	1	I 167	Tumblerman	106
28	1	I 156	Starcher	130
29	1	I 158	Sorter	130
30	1	I 164	Marker and Distributor	130
31	1	I 166	Wringerman	136.33
32	2	I 170	Washer	135
33	1	I 172	Head Washer	155
34	1	I 178	Superintendent of Laundry	234.50
34.1	89	I 204	Porter	123
34.2	2	I 204	Porter	117
34.3	25	I 204	Porter	110
35	1	I 206	Porter Sub-Foreman	140
36	1	I 208	Porter Foreman	155
37	1	I 210	Head Porter	192
37.1	1	I 254	Seamstress	135
38	4	I 254	Seamstress	132
38.1	1	I 254	Seamstress	128
39	1	I 256	Head Seamstress	153

Section 2. This ordinance is passed as an emergency measure, effective October 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—San Francisco Hospital.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Amending Salary Ordinance, Department of Public Health—San Francisco Hospital, as to Registered Nurses; an Emergency Ordinance.

(Series of 1939)

Bill No. 1912, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 60, DEPARTMENT OF PUBLIC HEALTH—SAN FRANCISCO HOSPITAL, by decreasing the number of positions under item 68 from 88 to 87 P102 Registered Nurse at \$154.50 per month; by increasing the number of positions under item 70 from 26 to 27 P102 Registered Nurse at \$135 per month; by deleting item 101 1 P2 Emergency Hospital Steward at \$188, and by adding item 101.1 1 P2 Emergency Hospital Steward at \$192. An emergency ordinance effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 60, is hereby amended to read as follows:

**Section 60. DEPARTMENT OF PUBLIC HEALTH—
SAN FRANCISCO HOSPITAL (Continued)**

Item No.	No. of Employees	Class No	Class-Title	Maximum Monthly Rate
68	87	P102	Registered Nurse	\$ 154.50
68.1	3	P102	Registered Nurse	150.50
68.2	18	P102	Registered Nurse	150
68.3	4	P102	Registered Nurse	143
69	10	P102	Registered Nurse	142
70	27	P102	Registered Nurse	135
73		P103	Special Nurse (as needed) at prevailing rates	
74		P103	Special Nurses (Virulent Communicable Diseases and Violent Patients), at prevailing rates)	
75		P103	Special Nurses, Additional Patient \$2 extra (not to exceed \$12)	
76	18	P104	Head Nurse	164.50
77	2	P104	Head Nurse	160.50
77.1	3	P104	Head Nurse	160
77.2	5	P104	Head Nurse	152
77.3	2	P104	Head Nurse	145
78	1	P110	Assistant Superintendent of Nursing	210
79	1	P110	Assistant Superintendent of Nursing	197
80	1	P110	Assistant Superintendent of Nursing	193
80.1	1	P110	Assistant Superintendent of Nursing	184.50
81	1	P122	Director of Institutional Nursing	335.50
82	3	P204	Anaesthetist	179.50
82.1	1	P204	Anaesthetist	178
83	1	P206	Senior Anaesthetist	204.50
84	1	P208	Operating Room Nurse	175
85	8	P208	Operating Room Nurse	168
85.1	2	P208	Operating Room Nurse	167
85.2	5	P208	Operating Room Nurse	163
85.3	1	P208	Operating Room Nurse	157
85.4	8	P208	Operating Room Nurse	150
86	1	P210	Senior Operating Room Nurse	204.50
87	1	P212	Head Nurse, Obstetrical	172
88	1	P214	Head Nurse, Pediatrics	169.50
89	1	P216	Head Nurse, Psychiatric	170
91	1	P304	Instructor of Nursing	185
91.1	1	P304	Instructor of Nursing	165
92	1	P306	Senior Instructor of Nursing	220

PSYCHIATRIC BUILDING

93	1	B408	General Clerk-Stenographer	168
94	2	C152	Watchman	152
95	2		House Officer	60
96	1	L374	Physician in Psychiatry	417
97	1	I 2	Kitchen Helper	118
98	5	I 116	Orderly	123
98.1	2	I 116	Orderly	117
98.2	4	I 116	Orderly	110
99	1	I 204	Porter	123
100	1	P2	Emergency Hospital Steward	165
100.1	1	P2	Emergency Hospital Steward	180
101.1	1	P2	Emergency Hospital Steward.....	192
102	1	P2	Emergency Hospital Steward	200
103	1	P102	Registered Nurse	135
104	6	P102	Registered Nurse	154.50
105	1	P102	Registered Nurse	150

Section 2. This ordinance is passed as an emergency measure, effective October 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—San Francisco Hospital.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Amending Salary Ordinance, Department of Public Health—Emergency Hospitals, as to Hospital Stewards and General Clerk-Stenographers; An Emergency Ordinance.

(Series of 1939)

Bill No. 1913, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 61, DEPARTMENT OF PUBLIC HEALTH—EMERGENCY HOSPITALS, by reducing the number of positions under item 9.1 from 4 to 3 P2 Emergency Hospital Stewards at \$192 per month; by increasing the number of positions under item 9 from 1 to 2 P2 Emergency Hospital Stewards at \$188 per month; by deleting item 1.1 1 B408 General Clerk-Stenographer at \$155; and by adding item 1.01 1 B408 General Clerk-Stenographer at \$168. An emergency ordinance effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 61, is hereby amended to read as follows:

**Section 61. DEPARTMENT OF PUBLIC HEALTH—
EMERGENCY HOSPITALS**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B408	General Clerk-Stenographer	\$ 190
1.01	1	B408	General Clerk-Stenographer	168
1.2	1	I 2	Kitchen Helper	118
2	15	L504	Emergency Hospital Surgeon	200

3	1	L506	Asst. Chief Surgeon, Emergency Hospitals	225
4	1	L508	Chief Surgeon, Emergency Hospitals.....	250
5	12	O6	Ambulance Driver	200
6	1	O6	Ambulance Driver	195
7	2	O6	Ambulance Driver	185
8	3	O6	Ambulance Driver	182.50
8.1	4	O6	Ambulance Driver	175
8.2	1	O6	Ambulance Driver (Relief)	175
9	2	P2	Emergency Hospital Steward.....	188
9.1	3	P2	Emergency Hospital Steward.....	192
9.2	6	P2	Emergency Hospital Steward	165
10	3	P2	Emergency Hospital Steward	194.50
11	12	P2	Emergency Hospital Steward	200
11.1	1	P3	Senior Emergency Hospital Steward	220
12	1	P4	Chief Emergency Hospital Steward	275
13	8	P102	Registered Nurse	165
13.1	2	P102	Registered Nurse	160
14	6	P102	Registered Nurse	154.50
15	3	P102	Registered Nurse	135

Section 2. This ordinance is passed as an emergency measure, effective October 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—Emergency Hospitals.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Amending Salary Ordinance, Department of Public Health—Hasler Health Home, as to Registered Nurses; an Emergency Ordinance.

(Series of 1939)

Bill No. 1914, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 62, DEPARTMENT OF PUBLIC HEALTH—HASSLER HEALTH HOME, by increasing the number of positions under item 17 from 5 to 6 P102 Registered Nurse at \$154.50 per month, and delete item 17.1 1 P102 Registered Nurse at \$135 per month. An emergency ordinance effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Bill 1734, Ordinance 1667, Section 62, is hereby amended to read as follows:

Section 62. DEPARTMENT OF PUBLIC HEALTH— HASSLER HEALTH HOME

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B454	Telephone Operator	\$ 157
2	1	C152	Watchman	152
2.1	14	I 2	Kitchen Helper	118
3	3	I 12	Cook	183
4	1	I 14	Junior Chef	203
5	3	I 116	Orderly	127
5.1	4	I 116	Orderly	123

5.2	2	I 116	Orderly	117
5.3	13	I 116	Orderly	110
6	10	I 204	Porter	123
6.1	3	I 204	Porter	110
7	1	I 254	Seamstress	128
8	2	J 4	Laborer	177
9	1	J 4	Laborer, at \$7.60 per day	
10	1	L156	Dentist (part time)	75
11	2		Interne	45
11.1	1	L360	Physician	235
12	1	L363	Resident Physician and Superintendent, Hassler Health Home	417
12.1	1	L52	Bacteriological Lab. Technician	137
13	1	O1	Chauffeur, \$9.15 per day	
14	1	O54	Foreman, Building and Grounds	218
15	1	O58	Gardener	148
17	6	P102	Registered Nurse	154.50
18	1	P104	Head Nurse	164.50
18.1	1	P104	Head Nurse	160
18.2	1	P104	Head Nurse	152.50
19	1	P112	Supt. of Nursing, Hassler Health Home....	190
20			Inmate Help (not over \$50)	

Section 2. This ordinance is passed as an emergency measure, effective October 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—Hassler Health Home.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Passed for Second Reading.

Appropriating \$710 From Appropriation No. 224.800.01 for Purchase of Kitchen and Office Equipment, Log Cabin Ranch (Juvenile Detention Home).

(Series of 1939)

Bill No. 1915, Ordinance No., as follows:

Appropriating the sum of \$710 from the surplus existing in Appropriation No. 224.800.01, to the credit of Appropriation No. 233.400.24-1, to provide funds for the purchase of necessary kitchen and office equipment at the Log Cabin Ranch (Juvenile Detention Home).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$710 is hereby appropriated from the surplus existing in Appropriation No. 224.800.01, to the credit of Appropriation No. 233.400.24-1, to provide funds for the purchase of the following equipment necessary for the operation of the Log Cabin Ranch (Juvenile Detention Home):

Miscellaneous kitchen equipment.....\$603
Two 4-drawer wooden filing cabinets..... 107

\$710

Recommended by the Chief Probation Officer.

Approved by the Judge of the Superior Court, Juvenile Department.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Adopted.

Providing for Special Meeting of the Board Tuesday, October 20, 1942, at 2:00 P. M., to Consider Nature of Investigations Made in Appraisals of Property of Market Street Railway Co.

(Series of 1939)

Resolution No. 2929, as follows:

Whereas, the Municipal Railway Carmen's Union has publicly opposed the revenue bond issue for the purchase of the Market Street Railway by the City and County of San Francisco for the sum of \$7,950,000 on the ground that such price is exorbitant; and

Whereas, various other groups and individuals have questioned the reasonableness of such price and the success or failure of said bond issue apparently depends on whether a majority of the voters believe such price is reasonable; and

Whereas, it is imperative that the voters of San Francisco be fully informed as to the basis on which said price was arrived at; now, therefore, be it

Resolved, That the Board of Supervisors, at the conclusion of its business at the regular meeting of Monday, October 19, 1942, recess to reconvene on Tuesday, October 20, 1942, at 2:00 p. m. for the specific purpose of hearing, in committee of the whole, a detailed report from the Public Utilities Commission, the Controller and the Railroad Commission as to the nature of investigations made in appraising the properties of the Market Street Railway; and be it further

Resolved, That the experts who made such investigations attend such meeting with their working papers and other data; and be it further

Resolved, That all civic organizations be specially invited and all citizens be generally invited to attend such meeting and ask such questions as they wish of such experts so that the reasonableness of such price shall be fully and publicly developed.

Adopted by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Colman, Green—3.

Passed for Second Reading.

Amending Definition of Vaudeville and Providing a Per Diem License Fee.

(Series of 1939)

Bill No., Ordinance No., as follows:

Amending Section 159, Article 2, Part III, of the San Francisco Municipal Code, providing for a license fee for vaudeville houses, by amending the definition of a vaudeville performance to include moving pictures; providing an optional license fee of Ten (\$10.00) Dollars

a day in lieu of the quarterly license fee; and providing for the clarification of seating capacity.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 159, Article 2, Part III, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 159. **Vaudeville Houses.** Every person, firm or corporation maintaining, conducting or operating any public place where vaudeville performances are given shall pay a license fee of Ten (\$10.00) Dollars a day or a quarterly license fee based on the seating capacity of the place at which said performance is given and the maximum admission charge, as follows:

Seating Not Over	Maximum Admission Charge Not Over			Maximum Admission Charge
	10c	20c	30c	31c or Over
500	\$25.00	\$37.50	\$ 62.50	\$125.00
1000	37.50	56.25	93.75	187.50
1500	50.00	75.00	125.00	250.00
1501 or over	62.50	93.75	156.25	300.00

A vaudeville performance for the purpose of this section shall be deemed to be any public performance for which an admission fee is charged, and which consists of a combination of vocal, instrumental and physical acts or numbers, and provided that motion pictures may be exhibited in connection therewith.

(a) *United States Tax Not Included.* Whenever in this Article a maximum charge shall be specified for admittance to places of amusement, any United States tax or penalty shall not be included as a part of such charge.

Discussion.

Supervisors Mead and MacPhee explained the purpose of the foregoing legislation.

Supervisor Shannon moved that further consideration of the foregoing bill be postponed for one week, and that copies of ordinance fixing the license fee for motion picture houses, recently passed by the Board, together with copies of the foregoing bill, be sent to each member of the Board for study. Motion seconded by Supervisor Roncovieri.

Supervisor Roncovieri, in seconding the motion for postponement, requested that full explanation of both matters be furnished to the members.

Supervisor Mead objected to postponement. If there should be a delay in passage, the one theatre affected would be liable to double license fee; that is, a license fee for operating as a motion picture theatre and an additional license fee as a vaudeville theatre.

Supervisor Uhl agreed with statement by Supervisor Mead. A week's delay would subject the Golden Gate Theatre to a license fee of \$500, whereas, under the proposed legislation they would be subject to a fee of but \$300. Heretofore that theatre has been classed as a motion picture fee, and has paid a quarterly license fee of \$200. Under this new legislation the fee would be \$300.

Supervisor Mead opposed any postponement. The information requested by Supervisor Shannon is in the Journal of October 5th.

Supervisor Shannon repeated his request for postponement. He was not contesting the amount of the proposed license fee. He was merely asking for a week's delay for opportunity to study both matters, the legislation already passed, and the legislation now being proposed, in order that he might be able to vote intelligently.

Supervisor Roncovieri suggested that the Tax Collector be requested not to press the demand for a double license fee, if consideration should be continued for one week.

Privilege of the Floor.

Mr. S. Laz Landburgh, attorney for the Golden Gate Theatre, on being granted the privilege of the floor, on motion by Supervisor Mead, explained in detail the effect of the proposed legislation. His request was merely to amend the definition of a "vaudeville" performance. Section 159, of Part III of the Municipal Code defines a "vaudeville" performance as follows:

"A vaudeville performance for the purpose of this section shall be deemed to be any public performance for which an admission fee is charged and which consists of a combination of vocal, instrumental and physical acts or numbers."

The request by the Golden Gate Theatre is to amend that definition by adding thereto the words "and moving pictures." By this amendment the definition will be clarified and the Golden Gate Theatre will then be properly classed as a vaudeville theatre, and will be liable to the license fee as such.

Supervisor O'Gara, following the explanation by Mr. Lansburgh, announced that he was satisfied with the proposed bill and he did not believe that any postponement was needed. He would, accordingly, vote against postponement.

Thereupon, the roll was called and the motion to postpone action for one week was defeated by the following vote:

Ayes: Supervisors Roncovieri, Shannon—2.

Noes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Uhl—8.

Absent: Supervisor Colman—1.

Amendment.

Supervisor Mead noted a change in language, proposed by the City Attorney, from the language as printed, and moved that the language following the words "acts or numbers," in the next to the last paragraph, be deleted, and the language proposed by the City Attorney and reading as follows, "with or without motion pictures being exhibited in conjunction therewith" be substituted therefor. Motion seconded by Supervisor Meyer.

No objection, and amendment approved.

Privilege of the Floor.

Mr. Errol V. Rosenthal, Cost Analyst, explained in detail the proposed legislation.

Passed for Second Reading.

Thereupon, the roll was again called and the foregoing bill, as amended, and reading as follows, was *Passed for Second Reading* by the following vote:

Amending Definition of Vaudeville and Providing a Per Diem License Fee.

(Series of 1939)

Bill No. Ordinance No., as follows:

Amending Section 159, Article 2, Part III, of the San Francisco Municipal Code, providing for a license fee for vaudeville houses, by amending the definition of a vaudeville performance to include mov-

ing pictures; providing an optional license fee of Ten (\$10.00) Dollars a day in lieu of the quarterly license fee; and providing for the clarification of seating capacity.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 159, Article 2, Part III, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 159. **Vaudeville Houses.** Every person, firm or corporation maintaining, conducting or operating any public place where vaudeville performances are given shall pay a license fee of Ten (\$10.00) Dollars a day or a quarterly license fee based on the seating capacity of the place at which said performance is given and the maximum admission charge, as follows:

Seating	Maximum Admission			Maximum Admission
	Charge Not Over			Charge
Not Over	10c	20c	30c	31c or Over
500	\$25.00	\$37.50	\$ 62.50	\$125.00
1000	37.50	56.25	93.75	187.50
1500	50.00	75.00	125.00	250.00
1501 or over	62.50	93.75	156.25	300.00

A vaudeville performance for the purpose of this section shall be deemed to be any public performance for which an admission fee is charged, and which consists of a combination of vocal, instrumental and physical acts or numbers, with or without motion pictures being exhibited in conjunction therewith.

(a) *United States Tax Not Included.* Whenever in this Article a maximum charge shall be specified for admittance to places of amusement, any United States tax or penalty shall not be included as a part of such charge.

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Adopted.

The following recommendation of his Honor, the Mayor, was taken up:

Leave of Absence—Wm. F. Carroll, County Agricultural Commissioner.

(Series of 1939)

Resolution No. 2930, as follows:

Granting permission to Wm. F. Carroll, County Agricultural Commissioner, to absent himself from the State.

Be it Resolved, That, in conformity with the recommendation of the Chief Administrative Officer and the Mayor, Wm. F. Carroll, County Agricultural Commissioner, be and he is hereby granted permission to absent himself from the State of California for a period of thirty days from and after October 10, 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Requesting Mayor to Appoint a Committee to Recommend Improvements or Enlargement, if Deemed Advisable, of San Francisco's Hospitality Facilities for Service Men.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. 2931, as follows:

Whereas, the City and County of San Francisco, both officially and unofficially, is doing a great deal to entertain members of the armed forces; and

Whereas, Herb Caen, a columnist of the *San Francisco Chronicle* and now a soldier in the United States Army, in his column details the hospitality provided service men by the city and citizens of Chicago; and

Whereas, Mr. Caen's column indicates that San Francisco's hospitality to service men, in comparison with Chicago's, leaves much to be desired, particularly in the following respects:

1. Maintenance of adequate Service Centers (as described by Mr. Caen) which are operated without charge to service men and whose facilities include free dormitories, now sadly lacking in San Francisco.

2. Free street car rides for service men during certain hours.

now, therefore, be it

Resolved, That the Hon. Angelo J. Rossi, Mayor of San Francisco, is hereby respectfully requested to appoint a committee of five outstanding San Franciscans to:

1. Survey the hospitality now provided by San Francisco officially and unofficially.

2. Compare the hospitality of San Francisco to service men with that of other large American cities, particularly Chicago and New York.

3. Report, on or before December 1, 1942, their findings to his Honor, the Mayor, and to this Board of Supervisors, together with their recommendations as to in what respects, if any, San Francisco's hospitality facilities should be improved or enlarged.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Golden Gate Bridge Refinancing.

Supervisor MacPhee reported on the Finance Committee's hearing on protest by Marvelous Marin, Inc., against increased toll rates for Golden Gate Bridge traffic, and the contention that the increase in toll charges would not solve the financial problems of the Golden Gate and Bridge District. Mr. Frank W. Clark, of the State Department of Public Works, was present at the committee hearing, and reported that the State was investigating the possibility of the State's taking over the Golden Gate Bridge, and perhaps taking it into the State highway system at some later date. Also in the meeting the question of the Maritime Commission installing buses for transporting workers to Marinship was discussed. State auditors are checking statements of the Golden Gate Bridge and Highway District, and within the next few days it is expected that Mr. Clark will be in a position to make some recommendations as to the basis on which the State can take over the operation of the bridge. San Francisco should do everything possible to further the plan for State operation of the Bridge, inasmuch as San Francisco will be held liable to meet 85 per cent of any deficits of the Bridge District. The matter will be before the Board in the near future. The Bridge Directors meet on Thursday, October 15, 1942, and the

Finance Committee should be authorized by the Board to attend their meeting.

Supervisor Meyer, seconded by Supervisor Shannon, moved that the Finance Committee be authorized to attend the meeting.

No objection, and so ordered.

Acquisition of Market Street Railway Properties.

Supervisor MacPhee reported that in his discussion of the proposal to acquire the properties of the Market Street Railway Company, at a number of meetings of Improvement Clubs, he had noted some opposition to the proposal. In connection therewith he suggested that the Board set a time at its next meeting to hear from the Mayor as to what he and his committee are doing in the matter, and he moved that the Board invite the Mayor and members of his committee to be present at 3:00 P. M. at the next meeting of the Board, and to inform the Board just what they are doing in the matter. Motion seconded by Supervisor Shannon.

Supervisor O'Gara suggested that the proposed hearing be combined with the meeting to be held on Tuesday, October 20, 1942, pursuant to resolution adopted by the Board earlier in the day.

Supervisor MacPhee, speaking on Supervisor O'Gara's suggestion, announced that he had no objection thereto except that the Tuesday meeting was called for the specific purpose of hearing from the public.

Supervisor Roncovieri suggested that the Mayor be invited to come before the Board at 10:00 A. M. instead of 3:00 P. M.

Supervisor O'Gara, however, suggested that the Board convene on Tuesday, at 1:30 P. M., for the purpose of hearing the Mayor and his Committee, prior to the meeting scheduled at 2:00 P. M.

No objection, and so ordered.

Influx of People Into Bay Area.

Supervisor MacPhee called attention to communication sent to Supervisor Colman regarding amendment to the Municipal Code, and the influx of people into the Bay Area. There are great numbers of people coming into the Bay Area, who will need housing accommodations, and Supervisor MacPhee urged that the Committee having the matter under consideration make its recommendations at as early a date as possible.

Civilian Defense Legislation.

Supervisor Shannon moved that the Clerk be instructed to compile a list of all legislation, ordinances and resolutions, that have been passed since January 1, 1941, relating to Civilian Defense, said compilation to contain a brief draft of the legislation, and by whom the resolution was recommended.

No objection, and so ordered.

Report From City Planning Commission on Proposed Amendment to Zoning Ordinance to Permit Multi-Family Use of Dwellings in First Residential District.

The City Planning Commission presented report on proposed amendment to the zoning ordinance to permit multi-family use of dwellings and other structures in the First Residential District for housing of war workers.

Referred to Joint Health and Police Committee.

Appropriation, \$42.50, for Compensation of Cashier, Municipal Court, for Period October 16, 1942, to June 30, 1943.

The Clerk presented a bill, appropriating \$42.50 from Appropriation for Permanent Salaries, Municipal Court, to provide sufficient funds for the compensation of one Cashier, Municipal Court, for period October 16, 1942, to June 30, 1943. An emergency ordinance.

Referred to Finance Committee.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From The American Institute of Architects, Northern California Chapter, regarding proposed amendment of zoning ordinance to permit multi-family use of dwellings and other structures in the First Residential District for housing of war workers.

Referred to Joint Health and Police Committee.

From the Johnson-Locke Mercantile Co., requesting amendment to the Fire Code to permit the packaging and sale of lighter fluid in 4-oz. glass bottles.

Referred to Police Committee.

From County Supervisors Association, report on subject of the taking over of taxable lands by the Federal Government, and urging positive action for the relief of the various counties affected.

Referred to Committee on County, State and National Affairs.

From League of California Cities, transmitting resolutions adopted at its Annual Conference in Los Angeles, September 21-24, 1942.

Referred to Committee on County, State and National Affairs.

From Chief Administrative Officer, reporting that no paving or track work has been performed by City forces, or through contracts awarded by the Department of Public Works in streets wherein Market Street Railway tracks are laid and which, under the terms of their franchise, are the obligation of that company.

Filed.

From Supervisor Uhl, report of trip by Finance Committee to Hetch Hetchy, October 9-11, 1942.

Referred to Finance Committee.

Consideration of Finance Committee Report.

Supervisor Uhl, seconded by Supervisor MacPhee, moved that Mr. James Tanner and Mr. E. G. Cahill be invited to appear before the Board on Monday, October 19, 1942, to discuss the recommendation of the Finance Committee report.

No objection and so ordered.

From Redwood Empire Association, inviting attendance at meeting to be held on Saturday, October 24, 1942, at 10:00 A. M., at Eureka Inn, to discuss the matter of renewal of concessionaire's lease at Richardson Grove, in the Redwoods, as well as the basic question of commercialization of State parks.

Referred to County, State and National Affairs Committee.

Copy of Pacific Cooperative Wool Grower, in which appears item expressing thanks to the Board of Supervisors for their cooperation which made it possible for them to conduct their recent auction sale in San Francisco.

Filed.

ADJOURNMENT.

There being no further business, the Board, at the hour of 3:35 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors October 19, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 45

Monday, October 19, 1942

Tuesday, October 20, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, OCTOBER 19, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, October 19, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Brown was noted present at 2:20 p. m.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of October 13, 1942, was considered read and approved.

SPECIAL ORDER—2:00 P. M.

Assessment Confirmed.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of portions of Thirty-first Avenue between Noriega and Ortega Streets, by paving, etc., by Chas. L. Harney, as described in Declaration of Intention, Order No. 16582, of September 12, 1941.

No protests having been received, the assessment was *confirmed and the Clerk was directed so to notify the Department of Public Works.*

SPECIAL ORDER—2:00 P. M.

Assessment Confirmed.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of Fitzgerald Avenue between Third and Jennings Street, by paving, etc., by Eaton & Smith, as described in Declaration of Intention, Order No. 16357 of August 1, 1941.

No protests having been received, the assessment was *confirmed and the Clerk was directed so to notify the Department of Public Works.*

SPECIAL ORDER—3:00 P. M.

Report of Trip by Finance Committee, Board of Supervisors, to Hetch Hetchy Project, October 10, 11, 1942.

October 13, 1942.

An inspection of Water Department and Hetch Hetchy properties was made by Supervisors Uhl and MacPhee, accompanied by Mr. Rob-

ert Scott of the Public Utilities office and Mr. James Turner, department head of Hetch Hetchy.

An examination of the Defense Plant Aluminum Corporation at Riverbank was made by the committee. The Hetch Hetchy power plant will supply approximately 40 per cent of the electricity used by this plant.

The evening of October 9th was spent at Moccasin power plant, wherein an inspection of the plant was made.

With Mr. Turner, Mr. Scott and Mr. Thornton Easler, a re-examination of the current budget was made from copies of the actual budget as approved by the Board of Supervisors.

The evening of October 10th was spent at O'Shaughnessy Dam, where an inspection of the dam was made with Mr. Turner, Mr. Scott and Mr. John R. Ryan.

Observations: There are apparently four major power developments for the increased output of Hetch Hetchy power. They are:

1. *Red Mountain Bar.* The completion of this unit should be accomplished without delay. Costing less than \$2,000,000, the Red Mountain Bar project will bring an additional 25 per cent of the power through the Moccasin power plant; completion of the job should take one year.

2. *Cherry River Development.* At an estimated cost of less than \$20,000,000, this program will develop power in an amount equal to the power now developed at Moccasin Creek. It is a multiple purpose project:

- (a) Water supply.
- (b) Power development.
- (c) Flood control.

3. *Early Intake Power Plant.* This project provides for an eleven-mile tunnel from O'Shaughnessy Dam and when completed, at a cost of approximately \$13,000,000, will provide about one-half of the power now being received at Moccasin power house.

4. *O'Shaughnessy Power Plant at O'Shaughnessy Dam.* There are no estimates as yet on this project.

Recommendations:

1. The Finance Committee recommends immediate action on the construction of the Red Mountain Bar. All of the power produced at Red Mountain Bar (estimated at \$700,000 per year) could be immediately sold to the Defense Plant Aluminum Corporation at Riverbank, California. It is considered this money would be made available for financing the project from the Reconstruction Finance Corp., the Defense Plant Corp., or could even be put into the tax rate to further this very worthwhile project.

2. We recommend a change in the Hetch Hetchy budget setup. Because money is available only in three-month periods for maintenance and betterments, and because there is insufficient time during the examination of the budget to examine more carefully the suggested expenditures, we recommend that certain anticipated expenditures proposed in the budget be set up in an emergency reserve fund to be drawn upon during the year through an appropriation ordinance for each specific item.

Further Observations:

Mr. Turner and the members of his staff are to be congratulated upon the work being done by this department. Although several changes in permanent salary classifications are being considered by

this committee, it is apparent the present work is handled with the minimum number of personnel and highest efficiency.

Respectfully submitted,

Chester R. MacPhee, Chairman,
Dewey Mead, Member,
Adolph Uhl, Member,
Finance Committee.

Corrections to Foregoing Report.

Supervisor MacPhee, before hearing from Mr. E. G. Cahill, who was present to discuss the foregoing report by the Finance Committee, informed the Board that there were two errors in the Committee's report which he desired to correct. The first error was in Observation 1. The power to be developed at Red Mountain Bar, he had learned since the report was written, could not be put through the Moccasin power plant. The second error was in the first recommendation by the Finance Committee. The cost of construction of a proposed Red Mountain Bar power plant could not be put into the tax rate.

Discussion of Foregoing Report by Mr. E. G. Cahill.

Mr. E. G. Cahill, Manager of Utilities, who was present pursuant to motion by Supervisor Uhl, in discussing the Finance Committee's report stated, that while the Red Mountain Bar project was a most desirable one, it could not be constructed at the present time. While in Washington in March, 1942, Mr. Cahill had brought the matter to the attention of the Defense Plant Corporation and the War Production Board. The Defense Plant Corporation approved the project but the War Production Board refused the necessary priorities for the construction, although the Defense Plant Corporation was willing to advance the entire amount necessary for financing.

Speaking on the subject of the Finance Committee's second recommendation, the Public Utilities Commission has a contingency item where it has a surplus. It does not have a surplus in Hetch Hetchy because of the fact that bond interest and redemption are greater than the \$2,000,000 net income.

Thereupon, Supervisor Uhl moved that the Board endorse the building of the Red Mountain Bar power plant if and when the necessary priorities can be secured. Motion seconded by Supervisor MacPhee.

Motion unanimously carried.

Supervisor Roncovieri, following the consideration of the Finance Committee's report, expressed pleasure at learning that Supervisor Uhl "has seen the light," and is making such a proposal. Supervisor Uhl, continued Supervisor Roncovieri, has been steadfastly opposed to this very thing. On every occasion he has voted "No," and on one occasion, at his own expense, he got out a four-page pamphlet and sent it to all the voters and urged them to vote "No" on this very thing.

Before leaving the chambers, Mr. Cahill, on behalf of Mr. Turner and himself, expressed gratitude for the last paragraph of the report. In closing, Mr. Cahill invited the Board of Supervisors to visit the San Francisco Water Department properties with Mr. Eckart. He believed such a trip would do a great deal of good.

Thereupon, the report of the Finance Committee was ordered *filed*.

UNFINISHED BUSINESS.**Final Passage.**

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Appropriation of \$110,000, Concrete Gutters, Market Street, First to Tenth Streets.

(Series of 1939)

Bill No. 1895, Ordinance No. 1815, as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$110,000 from the surplus existing in the Special Road Improvement Fund to the credit of the following appropriations and for the purposes indicated: \$60,000 to the credit of Appropriation No. 248.924.00 for constructing concrete gutters in Market Street between First and Tenth Streets, and \$50,000 to the credit of Appropriation No. 248.925.00 for the planing of streets as recommended by the Director of Public Works and approved by the Chief Administrative Officer.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$110,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to the credit of the following appropriations and for the purposes indicated: \$60,000 to the credit of Appropriation No. 248.924.00 for constructing concrete gutters in Market Street between First and Tenth Streets, and \$50,000 to the credit of Appropriation No. 248.925.00 for the planing of streets as recommended by the Director of Public Works and approved by the Chief Administrative Officer.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Providing for Hospitalization of Injured Civilian Defense Volunteers.

(Series of 1939)

Bill No. 1898, Ordinance No. 1816, as follows:

Amending Section 266, Article 3 (Employees Retirement System), Part I, and Section 150, Article 3, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, to provide for the hospitalization and medical and surgical treatment required by San Francisco Civilian Defense volunteer members injured in the performance of duties in connection with San Francisco Civilian Defense during the war the United States of America is now engaged in, and to provide that the Employees Retirement System shall be the judge of the extent of such injury and hospitalization and medical and surgical treatment required.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 266, Article 3 (Employees Retirement System), Part I, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 266. Medical and Hospital Service. Hospitalization and medical and surgical treatment required under the said Compensation, Insurance and Safety Law, shall be furnished at the San Francisco Hospital to every employee judged by the Retirement Board to have been injured in the performance of duty, said hospital to be reimbursed for such services and supplies by the Retirement Board from contributions by the city, provided that at all times the charges for such services and supplies shall be in accordance with an agreement to be made and revised from time to time between the Retirement Board and the Department of Public Health. The Retirement Board shall have authority, however, to arrange for hospitalization and medical and surgical treatment at other hospitals, and shall have the sole authority and responsibility to provide medical and surgical treatment for all injured employees, regardless of where hospitalized; provided that, if hospitalization be at the San Francisco Hospital, physicians and surgeons to render such medical and surgical treatment shall be selected from the staff of said hospital. Each employee shall have the right, however, to provide at his own expense, such consulting or attending physicians as he may desire, in addition to physicians furnished by the Retirement Board, provided that, if such consulting or attending physicians are to render any service at the San Francisco Hospital, they shall be selected from the staff of said hospital. The provisions of this section shall apply to San Francisco Civilian Defense volunteer members who are judged by the Retirement Board to have suffered injuries arising out of and in the course of performance of duties in connection with San Francisco Civilian Defense during the war the United States of America is now engaged in.

Section 2. Section 150, Article 3, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 150. Admission to San Francisco Hospital and Allied Institutions. There shall be admitted to the San Francisco Hospital, including the Isolation Division and the Hassler Health Home, the following:

(a) An indigent sick person of the City and County of San Francisco who possesses the required residence qualifications, upon application and after investigation and approval by the Director of Public Health;

(b) A psychopath, narcotic addict or habitual inebriate temporarily in custody;

(c) A physically defective and physically handicapped person under the age of eighteen (18) years when the parents or guardian of such person are not financially able to secure proper care or treatment and when such person's admission and treatment has been duly authorized in the manner provided by law;

(d) A prisoner confined to the City or County Jail who requires medical or surgical treatment necessitating hospitalization where such treatment cannot be furnished or supplied at such jail when any Court of the City and County shall have ordered the removal of such prisoner to the City and County hospital (and said prisoner elects not to furnish such treatment at his own expense);

(e) A dependent, or partially dependent, poor sick person, who possesses the required residential qualifications;

(f) A person in need of immediate hospitalization on account of accident or sudden sickness or injury or by reason of sickness or injury caused by or arising in a sudden public emergency or calamity or disaster;

(g) A person in the active stages of tuberculosis, in wards established for the treatment of such persons;

(h) A person to be quarantined or isolated in the city and county hospital with a contagious, communicable or infectious disease;

(i) An expectant mother who is unable to pay for her care and the cost of her maintenance; (and care shall be paid by and be a proper charge against the county of her residence);

(j) An indigent sick or dependent poor person from another county which lacks the proper facilities for the caring of such patients; (and care shall be paid by and be a proper charge against the county of which said person is a resident);

(k) A city and county employee who is judged by the Retirement Board to have suffered an injury arising out of and in the course of his employment by the city and county, when hospitalization is reasonably required to cure and relieve the effects of such injury; and, during the war the United States of America is now engaged in, San Francisco Civilian Defense volunteer members who are judged by the Retirement Board to have suffered an injury arising out of and in the course of performance of duties in connection with San Francisco Civilian Defense, when hospitalization is reasonably required to cure and relieve the effects of such injury;

(l) A person sent by the Immigration authorities of the United States Government (under such conditions as may be contracted for between the Director of Public Health and the United States Government);

(m) Provided, nothing in this section shall be construed as restraining the Director of Public Health from obeying or carrying out or giving effect to any law that may exist or be hereafter passed, relating to the hospitalization of patients in county hospitals which may affect the San Francisco Hospital, including the Isolation Division and the Hassler Health Home.

Approved as to form by the City Attorney.

Recommended by the Chief Administrative Officer.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending License Basis for Moving Picture Exhibitions.

(Series of 1939)

Bill No. 1899, Ordinance No. 1817, as follows:

Amending Section 125, Article 2, Part III, of the San Francisco Municipal Code, providing for a license fee for moving picture exhibitions, by amending the provision governing general admission charges, on which basis said license fees are, in part, based; providing for clarification of seating capacity; and providing for the effective date of this ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 125, Article 2, Part III, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 125. **Moving Picture Exhibitions.** Every person, firm or corporation maintaining, conducting or operating any public place where moving pictures are exhibited, unless such person shall have secured a license under Section 143 of this Article, shall, after securing a permit as provided for by Article 16, Chapter IV (Fire Code), Part II, of the San Francisco Municipal Code, pay therefor a license fee of Ten (\$10.00) Dollars a day or a quarterly license fee, based on

the seating capacity of the moving picture place and the maximum general admission charge, as follows:

Seating Not Over	General Admission Charge Not Over		General Admission Charge 46c or Over
	25c or Less	45c or Less	
500	\$15.00	\$ 25.00	\$ 75.00
1,000	25.00	50.00	100.00
1,500	40.00	60.00	150.00
1,501 or over	50.00	100.00	200.00

The issuance of this license shall not exempt the licensee therein named from the provisions of Article 5, Chapter III (Electrical Code), Part II, of the San Francisco Municipal Code.

Section 2. The effective date of this ordinance shall be October 26, 1942.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Reference to Finance Committee.

Regulating the Keeping of Small Animals, Poultry and Game.

(Series of 1939)

Bill No. 1896, Ordinance No., as follows:

Amending Section 37 of Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, pertaining to the keeping and feeding of small animals, poultry and game, by providing for the installation of approved ventilation, adequate light and ratproofing in commercial establishments; and providing for the gradual installation of equipment and material required under certain conditions.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 37, Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 37. Keeping and Feeding of Small Animals, Poultry and Game Birds. It shall be unlawful for any person, firm or corporation, without first obtaining a permit from the Department of Public Health so to do, to keep or feed, or cause to be kept or fed, or permit to be kept or fed, on premises over which any such person, firm or corporation may have control, the following: Live hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, within the first and second residential districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco.

(a) **Enclosures.** Provided, however, that when a permit has been issued for the maintenance of any of the above, the same must be kept and fed in coops or enclosures complying with the following requirements, to-wit:

(1) The floor of said coop or enclosure shall be of concrete not less than two (2) inches thick and covered either with a layer of cement not less than one-half ($\frac{1}{2}$) inch thick or asphalt not less than one (1) inch thick.

(2) The said coop or enclosure shall be entirely surrounded by a brick or concrete wall at least five (5) inches in thickness and one (1) foot high.

(3) The said coop or enclosure shall be entirely surrounded by a galvanized iron wire mesh fence, wall or sides extending at least six (6) feet above the ground, which mesh shall not be greater than one-half ($\frac{1}{2}$) inch in size.

(4) Provided, however, that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl shall be permitted between the hours of sunrise and sunset to run at large within the limits of the premises. Said coops or enclosure shall be kept closed during the time that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl are so running at large. The said premises to be safely fenced so that said animals and fowl cannot escape therefrom.

(b) Prohibitions. It shall be unlawful for any person, firm or corporation to keep or feed, or cause to be kept or fed, or permit to be kept or fed the following: Hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, game birds, parrots of any species or other fowl in movable or portable coops in premises which are not ratproof, unless the said coops are constructed with a metal bottom and metal sides extending to a height of at least one (1) foot, surmounted by a metal cage of one-half ($\frac{1}{2}$) inch wire mesh.

It shall be unlawful for any person, firm or corporation to engage in the business of keeping, feeding, or breeding any hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, dogs, cats, for commercial purposes, within the first and second residential districts as defined by existing law.

(c) Commercial Purposes. It is hereby declared to be unlawful to conduct for commercial purposes any establishment in which dogs, cats, hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, are kept and maintained in the Commercial District, Light Industrial District and Heavy Industrial District, as those districts are at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, without first obtaining from the Department of Public Health a permit so to do.

No permit shall be issued by the Department of Public Health to any person, firm or corporation, to keep or maintain for commercial purposes any of the above named fowl, animals or birds within the Commercial, Light Industrial or Heavy Industrial Districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, unless said person, firm or corporation has complied in full with the following requirements:

(1) It shall be unlawful to establish hereafter any place of business for the sale of the fowl, animals and birds specified above within twenty-five (25) feet of any door, window or other opening of any dwelling, apartment house or hotel if live fowl, animals and birds intended for sale are kept therein. It shall be unlawful to keep said live fowl, animals and birds in any basement, sub-basement or cellar in any place of business hereafter established unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and is also adequately lighted, completely rat-proofed and complies fully with the sanitary requirements set forth in Section 440, Article 8, Chapter V of this code.

(2) It shall be the duty of the Director of Public Health and he is hereby expressly empowered to propose to the owners of existing establishments wherein such live fowl, animals and birds are kept for purposes of sale, such sanitary improvements as may appear to the

Director of Public Health to be necessary and advisable and such systems and methods of ventilation of basements, sub-basements and cellars above referred to as may appear desirable for gradual installation during the present war emergency if the equipment and materials therefor are available. It shall be unlawful after the present war emergency has terminated to keep any of the live fowl, animals and birds hereinabove specified in any basement, sub-basement or cellar unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and complies fully with the sanitary requirements of this code; provided, however, that the owners of said establishments shall have a reasonable period of time to be prescribed by the Director of Public Health following the termination of said war emergency to obtain necessary material and equipment to comply with this provision.

(3) The floors of all such premises must be constructed of water-proof material properly drained to the sewer.

(4) Said premises shall be ratproof, all openings properly fly-screened, and adequate provision must be made for the elimination of all odors.

(5) The walls and ceilings of all such premises must be of hard finished plaster, painted with two coats of lead and oil paint, light in color.

(6) In all premises where slaughtering of fowl, birds or animals is carried on in connection with the keeping of said fowl, birds or animals, the killing room must be entirely separate from that part of the premises occupied by the live fowl, animals or birds.

The floors of said slaughtering room must be of water-proof material, properly drained to the sewer. The walls and ceilings must be of hard finished plaster and painted with two coats of lead and oil paint, light in color. Refrigerating equipment must be installed for the reception of the dressed fowl, birds or animals, properly connected to the sewer. Toilet and lavatory facilities for the use of the employees engaged in the handling and slaughtering of such birds, animals or fowl must be installed in conformity with the provisions of the plumbing law.

(d) **Exceptions.** The terms and provisions of this section shall not apply to the keeping, liberation for exercise, or racing of homing or carrier pigeons which are not raised or kept for the market or for commercial purposes, and the lofts or pigeon houses wherein said homing or carrier pigeons are kept are elevated at least three (3) feet above the ground or other foundation upon post-legs or pillars completely surrounded or covered by smooth jointless galvanized sheet metal, and within not less than twenty (20) feet from the door or window of any building used for human habitation, and the entire floor, and sides for at least two (2) feet extending upwards from the bottom of the floor of said lofts or pigeon houses, are covered or protected by galvanized iron or its equivalent, concrete, or eighteen (18) gauge wire mesh of not more than one-half ($\frac{1}{2}$) inch and the interior of said lofts or pigeon houses, wherein such carrier or homing pigeons are kept, are registered by the owners thereof with the Department of Public Health of the City and County of San Francisco, and the said lofts or pigeon houses shall be inspected by the said Department of Public Health of the City and County of San Francisco at least once a year.

October 13, 1942—Consideration postponed until October 19, 1942.

Privilege of the Floor.

Mr. Lewis Johnson, from the office of Mr. Milton Marks, stated that the City Attorney had been in telephone conversation with Mr. Marks' office during the past week. There are certain phrases the City Attor-

ney desires to check up and to satisfy himself on, personally. However, he, Mr. Johnson, or Mr. Marks will not oppose a week's postponement, if that is the desire of the Board, but would like to receive some definite word on the legislation before consideration is continued.

Subsequently during the day's proceedings, the City Attorney advised that he desired to check more thoroughly on the bill. In Section 37, subsection c, requirement 1, the first line reads: "It shall be unlawful to establish hereafter any place of business for the sale of the fowl, animals and birds specified above within twenty-five (25) feet of any door, window or other opening of any dwelling, apartment house or hotel if live fowl, animals and birds intended for sale are kept therein." All persons must be treated equally; any business now being conducted in an insanitary manner is just as much a nuisance as any business so conducted in the future. It is Mr. Marks' contention that the legislation as written is not unconstitutional. If Marks can submit some authority to substantiate his views, the City Attorney will be glad to consider same.

Thereupon, the matter was *referred to the Joint Health and Finance Committee*.

Subsequently during the proceedings, the Chair announced that with the concurrence of the Health Committee, the matter would be referred to the Finance Committee.

Final Passage.

The following, from the Joint Public Health and Judiciary Committee, without recommendation, was taken up:

Present: Supervisors Shannon, Roncovieri.

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, Relating to Nursing Homes.

(Series of 1939)

Bill No. 1848, Ordinance No. 1813, as follows:

Amending Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to nursing homes.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 158 of Article III, Chapter V, Part II of the San Francisco Municipal Code, relating to Nursing Homes, is hereby amended to read as follows:

Section 158. Establishment and Maintenance of Nursing Homes. No person, firm, corporation or association shall hereafter erect, establish or maintain any nursing home without first obtaining a permit from the Department of Public Health as in this section provided.

a. Definitions. For the purpose of this section, a nursing home is hereby defined to be a building or structure having accommodations for one or more but not more than eight (8) invalid, infirm, aged, senile, injured or convalescent inmates, where a charge is made for the care of said inmates, and whether or not, in the care or treatment of said inmates, use is made of drugs, medicines, electrical or physiotherapeutical procedures.

b. Permits. The Department of Public Health shall have power to and shall issue annual permits for nursing homes hereafter established; and as to original applications for permits, subject to the prior approval of the City Planning Commission, the Department of Public Health shall follow the provisions of Sections 22 and 27, Article I, Part III of this code, and in addition thereto the property owners of all

property within 200 feet of the exterior boundary lines of the applicant's property shall be notified by the Department of Public Health, in writing, of the nature of the application and the time and place of hearing, and the applicant shall furnish the Department of Public Health with a verified list of the names and addresses of said property, and in passing upon the application the Department of Public Health is empowered to give consideration to the possible adverse effect of the proposed use upon adjoining property and approval or disapproval of the application may be predicated upon such grounds. The Department of Public Health shall issue a permit to each nursing home existing at the time this section becomes effective, provided said nursing home is erected in compliance with existing fire, health and safety laws, and if not so erected, if compliance is had therewith within thirty (30) days after written notice by the Department of Public Health of the particulars wherein non-compliance exists. Every permit shall specify the name and residence of the licensed person, firm, association or corporation, the location of the structure and the number of persons permitted to be housed or cared for therein. Any permit shall be revocable for cause by the said Department of Public Health, after hearing before said Department upon service upon the holder of the permit, not less than ten (10) days before the hearing, of a written notice of time and place of hearing and written statement of the charges, in any case where the provisions of this section, or of any fire, health or safety law has been violated and said violation has continued for more than ten (10) days after service upon the holder of said permit of a written statement by the Department of Public Health of the particulars wherein said violation exists.

The Department of Public Health shall have the authority to establish health and sanitation requirements for permittees after thirty (30) days notice to all existing permittees and a hearing upon the subject.

c. Types of Buildings. No nursing home now or hereafter established shall be housed in a structure of frame construction, if said structure is designed to have accommodations for more than eight (8) inmates. Any such nursing home hereafter established, and having accommodations for not more than eight (8) inmates, may be of frame construction if the same complies with all of the regulations and laws of the Bureau of Building Inspection, Department of Public Works, the Bureau of Fire Prevention and Public Safety and of the Department of Public Health, as of the date of the application for a permit. No inmate shall be housed or cared for in any attic, basement or cellar. Where more than eight (8) inmates are housed in a nursing home the building shall be of Class A or B construction.

d. Registers. The holder of a permit shall keep a register in form approved by the Department of Public Health, wherein shall be entered the names and addresses, date of entry and date of discharge of all inmates.

e. Transfer of Permits. No permit issued pursuant to this section shall be sold, assigned or transferred without written permission of the Department of Public Health.

f. Inspection. The Department of Public Health, its officers and representatives, and all duly appointed or elected Health Officers, shall at all reasonable times have the right to enter and inspect the said nursing homes and to inspect the permit and register thereof and to require compliance with this section.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Re-reference to Committee.

The following recommendation of Public Buildings, Lands and City Planning Committee, was taken up:

Present: Supervisors Uhl, Gallagher, MacPhee.

San Francisco Housing Code.

(Series of 1939)

Bill No. 1900, Ordinance No., as follows:

Creating Housing Code and making same part of the Municipal Code; establishing and making such Housing Code Chapter XII of Part II of the Municipal Code; and providing: For definitions; for duties of Chief Administrative Officer; for application of code to buildings; for enforcement by Housing Department; for Abatement Board; for duty of Chief of Housing Department; for segregation of fees; for revolving fund; for right of officers to enter buildings; for right of owner to enter buildings; for time when buildings may be entered; that Housing Department may institute action to abate nuisance; that Housing Department may apply to Abatement Board to abate nuisance; that Housing Department may apply to Supervisors for direction and authority to proceed to court; that Superior Court may make order for which application is made; for liability for costs; for procedure; for recording of notice of pendency of action; for indexing of notice of pendency of action; for vacating of pendency of action; for service of summons; for service of notice; for correction of violations; for alterations and changes in buildings; for converting of buildings for use; for regulations affecting buildings; for reconstruction of damaged buildings; that Central Permit Bureau shall not issue permit unless approved; for permit of occupancy; for permit to occupy; for filing of notice by owner with housing department; that owner shall obtain permit of occupancy; that Housing Department shall issue permit; for finding by Housing Department of no violation of regulations; that no occupancy shall be had without permit of occupancy; that occupancy prior to issuance of permit of occupancy makes unlawful structure; that issuance of permit does not constitute approval; that permit of occupancy shall be recorded; that complaint shall be recorded in duplicate; that inspectors shall determine facts; that inspectors shall institute proceedings; that violations shall be reported; that Chief of Housing Department shall institute actions; for form of notice; for posting and mailing of notice; for filing of affidavit by Housing Department; that Abatement Board shall hear testimony; that Abatement Board shall find by resolution; that Abatement Board shall notify owner; that mortgagee or beneficiary under deed of trust may comply; for costs to a mortgagee or beneficiary; that owner may bring action in court; that Housing Department shall post and mail notice; that Abatement Board may grant extension of time; that Housing Department shall apply to Supervisors for order from court; that Housing Department may raze and remove buildings; that building material shall be sold; that Housing Department shall keep account of expenses; that Housing Department shall post statement of expense; that Housing Department shall mail copy of statement of expense; that Abatement Board shall consider statement of expense; that Abatement Board may revise statement of expense; that Abatement Board shall confirm statement of expense as revised; that Abatement Board's decision on statement of expense shall be final and conclusive; that Abatement Board may adjourn its hearings; that expense shall constitute a lien on real property; that Abatement Board shall file certificate of lien; for notice of lien; for deposit with Treasurer of amount received from sale of materials in excess of expense of razing; for payment of excess to owner; that Housing Department shall index

notices; for unlawfulness of violations; for liability for costs; for recording of certified copy of judgment imposing fine; for repeal of Sections 596 to 600 inclusive of Chapter V, Part II of the Municipal Code.

Be it ordained by the People of the City and County of San Francisco, as follows:

HOUSING CODE

- Section 1. Declaration of Intention.
- Section 2. Specific Definitions.
- Section 3. Definitions of Housing Act.
- Section 4. Duties of Chief Administrative Officer.
- Section 5. General Provisions.
- Section 6. Application of Code to Buildings or Structures.
- Section 7. Enforcement by Housing Department.
- Section 8. Abatement Board.
- Section 9. Duty of Chief of Housing Department.
- Section 10. Bureau of Licenses Shall Segregate Fees.
- Section 11. Revolving Fund.
- Section 12. Officers May Enter Buildings.
- Section 13. Owner May Enter Buildings.
- Section 14. Time When Buildings May Be Entered.
- Section 15. Housing Department May Institute Action to Abate.
- Section 16. Housing Department May Apply to Abatement Board to Abate Nuisance.
- Section 17. Housing Department May Apply to Supervisors for Direction and Authority to Proceed to Court.
- Section 18. Superior Court May Make Order.
- Section 19. Liability for Costs.
- Section 20. Procedure.
- Section 21. Recording of Notice of Pendency of Action.
- Section 22. Indexing of Notice of Pendency of Action.
- Section 23. Vacating of Notice of Pendency of Action.
- Section 24. Service of Summons.
- Section 25. Service of Notice.
- Section 26. Correction of Violations.
- Section 27. Alterations and Changes.
- Section 28. Converting of Buildings.
- Section 29. Regulations Affecting Buildings.
- Section 30. Reconstruction of Damaged Buildings.
- Section 31. Central Permit Bureau Shall Not Issue Permit Unless Approved.
- Section 32. Permit of Occupancy.
- Section 33. Permit to Occupy.
- Section 34. Filing of Notice by Owner With Housing Department.
- Section 35. Owner Shall Obtain Permit of Occupancy.
- Section 36. Housing Department Shall Issue Permit.
- Section 37. Finding by Housing Department of No Violation of Regulations.
- Section 38. No Occupancy Without Permit of Occupancy.
- Section 39. Occupancy Prior to Issuance of Permit of Occupancy Makes Unlawful Structure.
- Section 40. Issuance of Permit Does Not Constitute Approval.
- Section 41. Permit of Occupancy Shall Be Recorded.
- Section 42. Complaints Shall Be Recorded in Duplicate.
- Section 43. Inspector Shall Determine Facts.
- Section 44. Inspector Shall Institute Proceedings.
- Section 45. Violation Shall Be Reported.
- Section 46. Chief of Housing Department Shall Institute Actions.
- Section 47. Form of Notice.

- Section 48. Posting and Mailing of Notice.
- Section 49. Filing of Affidavit by Housing Department.
- Section 50. Abatement Board Shall Hear Testimony.
- Section 51. Abatement Board Shall Find by Resolution.
- Section 52. Abatement Board Shall Notify Owner.
- Section 53. Mortgagee or Beneficiary Under Deed of Trust May Comply.
- Section 54. Costs to a Mortgagee or Beneficiary.
- Section 55. Owner May Bring Action in Court.
- Section 56. Housing Department Shall Post and Mail Notice.
- Section 57. Abatement Board May Grant Extension of Time.
- Section 58. Housing Department Shall Apply to Supervisors for Order From Court.
- Section 59. Housing Department May Raze and Remove Buildings.
- Section 60. Building Materials Shall Be Sold.
- Section 61. Housing Department Shall Keep Account of Expenses.
- Section 62. Housing Department Shall Post Statement of Expense.
- Section 63. Housing Department Shall Mail Copy of Statement of Expense.
- Section 64. Abatement Board Shall Consider Statement of Expense.
- Section 65. Abatement Board May Revise Statement of Expense.
- Section 66. Abatement Board Shall Confirm Statement of Expense as Revised.
- Section 67. Abatement Board's Decision Shall Be Final and Conclusive.
- Section 68. Abatement Board May Adjourn Its Hearings.
- Section 69. Expense Shall Constitute a Lien on Real Property.
- Section 70. Abatement Board Shall File Certificate of Lien.
- Section 71. Notice of Lien.
- Section 72. Sale of Materials.
- Section 73. Payment of Excess to Owner.
- Section 74. Housing Department Shall Index Notices.
- Section 75. Unlawfulness of Violations.
- Section 76. Liability for Costs.
- Section 77. Recording of Certified Copy of Judgment Imposing Fine.

Section 1. Declaration of Intention. It is the declared intention of this Housing Code to provide for the enforcement of requirements for the protection, health, and safety of the public, and of the occupants of buildings, apartment houses, hotels, and dwellings.

Section 2. Specific Definitions. For the purpose of this code, certain words are herewith defined:

(a) "*Apartment*" means a kitchen and one or more contiguous rooms, in an apartment house or dwelling occupied, or intended or designed for occupation by one family for living or sleeping purposes.

(b) "*Apartment house*" means any structure more than one story in height, or any portion of any such structure occupied, or designed, built, or rented for occupation by three or more families, each living in a separate apartment.

(c) "*Building*" means any structure or portion of any structure, including an apartment house, hotel or dwelling.

(d) "*City*" means the City and County of San Francisco.

(e) "*Dwelling*" means any structure, or any portion of a structure, other than an apartment house or hotel, used for living or sleeping purposes.

(f) "*Family*" means one person living alone, or a group of two or more persons, whether or not related to each other by birth, living together.

(g) "*Guest*" means any person who rents or occupies a room for sleeping purposes.

(h) "*Hotel*" means any structure or any portion of a structure, including any lodging house, rooming house, dormitory, turkish bath, bachelor hotel, studio hotel, guest house, public club, or private club containing six or more guest rooms, and which is occupied, or is intended, or designed for occupation by six or more guests, whether rent is paid in money, goods, labor, or otherwise. It does not include any jail, hospital, asylum, sanitarium, orphanage, prison, detention, or other building in which human beings are housed and detained under legal restraint.

(i) "*Housing Department*" means the Department of Housing of the City and County of San Francisco.

(j) "*Lot*" means a parcel or area of land on which is situated a building, together with the yards, courts, and unoccupied spaces required for the building, and which is owned by, or is in the lawful possession of, the owner of the building.

(k) "*Nuisance*" includes:

- I. Any public nuisance known at common law, or in equity jurisprudence.
- II. Whatever is dangerous to human life, or is detrimental to health.
- III. Overcrowding a room with occupants.
- IV. Insufficient ventilation or light.
- V. Inadequate or insanitary plumbing or gas appliances or facilities.
- VI. Uncleanliness.
- VII. Violations of Chapter 26 of the State Housing Act; "Prohibited Room Uses."
- VIII. Violations of Chapter 27 of the State Housing Act; "Maintenance, Sanitation and Repair Generally."
- IX. Whatever renders air, food, or drink unwholesome, or detrimental to the health of human beings.
- X. Building unfit for human habitation or occupancy.

(l) "*Recorder*" means the Recorder of the City and County of San Francisco.

(m) "*State Housing Act*" means the State Housing Act of California, being Division XIII, Part 1, of the Health and Safety Code of California.

Section 3. Definitions of Housing Act. Unless the context otherwise requires, the definitions set forth in the State Housing Act shall govern.

Section 4. Duties of Chief Administrative Officer. The Chief Administrative Officer of the city, through his officers, deputies or agents, shall administer and enforce all laws imposing any duty, power or function upon the office or officers of the Housing Department of the city.

Section 5. General Provisions. General provisions shall apply to the maintenance, sanitation, ventilation, light, use or occupancy of buildings and the land on which they are situated, unless specific exceptions, or definite clauses, under various classes of uses and occupancies be made, in which case the said specific exceptions and definite clauses shall govern.

Section 6. Application of Code to Buildings or Structures. This code shall apply to all buildings or structures, with the parcel or area of land on which the building is situated, together with the yards, courts, vent shafts, and unoccupied spaces required by the State Hous-

ing Act, and building, health, safety, and planning ordinances and resolutions of the city, where the building or structure is occupied, or intended, arranged, or designed for occupation by one or more guests or families.

Section 7. Enforcement by Housing Department. The Housing Department shall enforce within the city all the provisions of the State Housing Act, and building, health, safety, and planning ordinances and resolutions of the city pertaining to the maintenance, sanitation, ventilation, light, use, or occupancy of buildings, and the lot upon which buildings are situated.

Section 8. Abatement Board. The Abatement Board shall consist of the following:

(a) Chief Administrative Officer, who shall act as Chairman of the Board.

(b) Director of Public Health.

(c) Director of Public Works.

(d) Chief, Division of Fire Prevention and Investigation.

(e) Chief Engineer, Fire Department.

The City Attorney shall serve as Counsel for the Abatement Board.

Section 9. Duty of Chief of Housing Department. It shall be the duty of the Chief of the Housing Department to accumulate all necessary data and evidence and present his findings to the Abatement Board on any and all buildings in which the action of the Abatement Board is required.

Section 10. Bureau of Licenses Shall Segregate Fees. The Bureau of Licenses of the Tax Collector's office shall daily segregate fees collected from apartment houses and hotels, and deposit them separately.

Section 11. Revolving Fund. A revolving fund or funds from the receipts of the apartment house and hotel license fees which are in excess of those required for Housing Department inspection services shall be maintained, for the purpose of providing for the advancement of costs incurred in the enforcement of the provisions of this code, and into which shall be paid the receipts from the collection of costs or fines imposed in the enforcement of this code.

Section 12. Officers May Enter Buildings. In the performance of his duties, any officer or inspector of the Housing Department may enter any and all buildings or the premises thereof.

Section 13. Owner May Enter Buildings. The owner, or authorized agent of any owner, of any building or premises may enter the building or premises whenever necessary to carry out instructions or perform any work required to be done pursuant to this code.

Section 14. Time When Buildings May Be Entered. No person authorized by this code to enter buildings shall enter any dwelling between the hours of 6 o'clock p. m. of any day and 6 o'clock a. m. of the succeeding day, without the consent of the owner or of the occupants of the dwelling, nor enter any dwelling in the absence of the occupants without a proper written order executed and issued by a court having jurisdiction to issue the order.

Section 15. Housing Department May Institute Action to Abate Nuisance. If any building is constructed, altered, converted or maintained in violation of any provision of, or of any order, or notice issued by the Housing Department pursuant to this code, or if a nuisance exists in any building or upon the lot on which it is situated, the Housing Department may institute any appropriate action or proceeding to prevent, restrain, correct or abate the violation or nuisance.

Section 16. Housing Department May Apply to Abatement Board

to Abate Nuisance. If any notice issued by the Housing Department is not complied with, the Housing Department may apply to the Abatement Board for an order authorizing it to remove any violation, or abate any nuisance specified in the notice.

Section 17. Housing Department May Apply to Supervisors for Direction and Authority to Proceed to Court. The Housing Department, when instituting any action, or proceeding, pursuant to this code, may, by verified complaint setting forth the facts, apply to the Board of Supervisors of the City and County of San Francisco for direction and authority to secure final judgment from the Superior Court or any judge of the Superior Court, granting the relief for which the action or proceeding is brought, until entry of a final judgment or order.

Section 18. Superior Court May Make Order. The Superior Court, or any judge of the Superior Court, may make any order for which application is made pursuant to this code.

Section 19. Liability for Costs. Neither the Housing Department, any of its officers or inspectors, nor the city is liable for costs in any action or proceeding that the Housing Department may commence pursuant to this code.

Section 20. Procedure. Except as otherwise specified in this code, the procedure in any action or proceeding instituted pursuant to this code shall be as set forth in the Charter or Ordinances or Resolutions of the city.

Section 21. Recording of Notice of Pendency of Action. The Housing Department, when instituting an action or proceeding, pursuant to this code, may record a notice of the pendency of the action or proceeding in the Recorder's office. The notice may be recorded at the time of the commencement of the action or proceeding, or at any time before final judgment or order. It has the same effect as the notice of pendency of action provided for in the Code of Civil Procedure.

Section 22. Indexing of Notice of Pendency of Action. The Recorder, when a notice of pendency of action or proceeding is recorded, shall record and index it in the name of each person to be specified in a direction subscribed by an officer of the Housing Department instituting the action or proceeding.

Section 23. Vacating of Notice of Pendency of Action. Any notice of pendency of action or proceeding may be vacated upon the order of a judge of the court in which the action or proceeding is pending. Upon presentation and recording of a certified copy of the order, the Recorder shall mark the notice and any record of the notice as canceled of record.

Section 24. Service of Summons. In any action or proceeding brought pursuant to this code, service of summons is sufficient if served in the manner provided in the Code of Civil Procedure.

Section 25. Service of Notice. Every notice issued pursuant to this code shall be served five days before the time for doing or refraining from doing the thing to which it pertains.

Section 26. Correction of Violations. The Housing Department shall order the correction of any violations of this code, or abate any nuisance pertaining to apartment houses, hotels and dwellings, together with the yards, courts, vent shafts, and unoccupied spaces required by law for the building, and which is owned by, or is in the lawful possession of, the owner of the building.

Section 27. Alterations and Changes. Except as otherwise permitted or required by this code, any alteration, installation, or change in, including use and occupancy, or reconstruction of any building, shall meet the requirements of the laws enforced by the Housing Department.

Section 28. Converting of Buildings. Any building or structure not erected for use as an apartment house, hotel, or dwelling, which is converted to or altered for such use, shall conform to all the provisions of this code affecting an apartment house, hotel, or dwelling, as the case may be.

Section 29. Regulations Affecting Buildings. Any building occupied, or designed for occupation, by one or more guests or families, which is moved, shall conform to all the regulations affecting any such building pertaining to:

- (a) Percentage of unoccupied area.
- (b) Heights.
- (c) The size of:
 - I. Outer courts.
 - II. Inner courts.
 - III. Yards.

Section 30. Reconstruction of Damaged Buildings. If it is reconstructed, any building which has been damaged to an extent in excess of 50 per cent of its physical proportions shall conform to all the provisions of this code.

Section 31. Central Permit Bureau Shall Not Issue Permit Unless Approved. The Central Permit Bureau shall not issue a permit for the erection, construction, reconstruction, moving, conversion or alteration of any building which is occupied, designed, intended, or arranged for occupation by one or more guests, or families, unless the permit has been approved by the Housing Department.

Section 32. Permit of Occupancy. The owner, or his agent, of any building erected, constructed, moved, altered or reconstructed, which is occupied, designed, intended or arranged for occupation by one or more guests or families, shall obtain a permit of occupancy from the Housing Department. He shall file with the Central Permit Bureau a written application for the permit, together with any certificate of final completion issued for the building.

Section 33. Permit to Occupy. If the Housing Department finds that no violations of the State Housing Act, or of planning ordinances of the city, have occurred since the issuance of the Certificate, the Central Permit Bureau shall issue a Permit to Occupy to him. The permit of occupancy is valid from the date of issue until revoked.

Section 34. Filing of Notice by Owner With Housing Department. The owner, lessee, or the agent of either, or other person in control of an apartment house or hotel shall file with the Housing Department a notice containing the following information:

- (a) Description of the property by street and number.
- (b) His name and address.
- (c) The name and address of the owner or lessee; or of an agent of either upon whom process may be served;
- (d) If an apartment house:
 - I. The number of apartments.
 - II. The number of rooms in each apartment.
 - III. The number of apartments on each floor.
 - IV. The use and occupancy of floors not used for living or sleeping purposes.
- (e) If an hotel:
 - I. The number of guest rooms.
 - II. The number of guest rooms on each floor.
 - III. The use and occupancy of floors not used for sleeping purposes.

Section 35. Owner Shall Obtain Permit of Occupancy. The owner, lessee, or other person in control of an hotel or an apartment house, excluding an apartment house occupied by four or less families, shall obtain from the Housing Department a Permit of Occupancy.

Section 36. Housing Department Shall Issue Permit. The Housing Department shall issue a permit to him only after it finds that the building conforms to the requirements of the State Housing Act regarding maintenance, sanitation, ventilation, light, use and occupancy.

Section 37. Finding by Housing Department of No Violation of Regulations. If the Housing Department finds that no violations of the regulations have occurred, it shall issue a permit to him. Unless revoked, the Permit of Occupancy shall be valid for one year from date of issue.

Section 38. No Occupancy Without Permit of Occupancy. No person shall occupy or permit the occupancy of any apartment house or hotel for which a Permit of Occupancy is required, until the permit has been issued.

Section 39. Occupancy Prior to Issuance of Permit of Occupancy Makes Unlawful Structure. Any apartment house or hotel, for which a Permit of Occupancy is required, which is occupied prior to the issuance of the permit, is an unlawful structure. The Housing Department may have it vacated, and it shall not be occupied until the permit has been obtained.

Section 40. Issuance of Permit Does Not Constitute Approval. The issuance of a permit does not constitute approval of any violation of a provision of the State Housing Act, or of building, health, safety and planning ordinances or resolutions of the city.

Section 41. Permit of Occupancy Shall Be Recorded. Any permit of occupancy issued by the Housing Department shall be recorded, and the record shall remain on file with the Housing Department.

Section 42. Complaints Shall Be Recorded in Duplicate. Every complaint of a violation or nuisance pertaining to this code shall be recorded in duplicate, consecutively numbered, and the copy filed in the proper index of the Housing Department.

Section 43. Inspector Shall Determine Facts. The inspector charged with the investigation of a complaint of a violation or nuisance shall within ten days determine the fact or facts of compliance with or violation of this code, or the existence of a nuisance.

Section 44. Inspector Shall Institute Proceedings. The inspector finding a violation of this code or an existing nuisance shall institute proceedings pursuant to this code to prevent, restrain, correct, or abate the violation or nuisance.

Section 45. Violation Shall Be Reported. A violation or nuisance not corrected, abated or removed after thirty days shall be reported to the Chief of the Housing Department.

Section 46. Chief of Housing Department Shall Institute Actions. The Chief of the Housing Department receiving a report of a violation or nuisance shall secure or institute actions or proceedings, pursuant to this code, to prevent, restrain, correct, remove, or abate the violation or nuisance.

Section 47. Form of Notice. The Housing Department proceeding to abate a nuisance before the Abatement Board shall give a notice, in the manner prescribed. The notice shall be headed "NOTICE TO ABATE NUISANCE" in letters at least $\frac{3}{4}$ -inch high, substantially in the manner prescribed in the State Housing Act and shall direct the owner of the building to appear before the Abatement Board at a stated time and place and show cause why the building should not be condemned as a nuisance and the nuisance abated.

Section 48. Posting and Mailing of Notice. The Housing Department, in giving the required notice, shall post conspicuously at least one copy of the notice on the building alleged to be unfit, and shall send another copy by registered mail, postage prepaid, return receipt requested, to the person owning the land on which the building is located, as such person's name and address are known to the clerk of the Abatement Board, and to any mortgagee or beneficiary under any deed of trust, of record, at the last known address of such mortgagee or beneficiary, and if such address is unknown to the Housing Department, then said fact shall be stated in the copy of notice so mailed, and it shall be addressed to him at the street address of the building.

Section 49. Filing of Affidavit by Housing Department. The Housing Department shall file an affidavit with the clerk of the Abatement Board certifying to the time and the manner in which such notice was given, together with any receipt card which may have been returned to it in acknowledgment of the receipt of such notice by registered mail. The failure of any owner or other person to receive such notice shall not affect in any manner the validity of any proceedings taken hereunder.

Section 50. Abatement Board Shall Hear Testimony. The Abatement Board, at the time fixed in the "*Notice to Abate Nuisance*," shall proceed to hear the testimony of the Chief of the Housing Department, and the testimony of the owner or his representatives, if present, and other competent persons who may be present and desire to testify respecting the condition of the building, the estimated cost of its reconstruction, repair or removal, and any other matter which the Abatement Board may deem pertinent thereto.

Section 51. Abatement Board Shall Find by Resolution. The Abatement Board, finding a building to be a nuisance, shall declare its findings by resolution and direct the owner to abate the nuisance within thirty days after the date of posting on the premises a notice of the passage of the resolution, by properly reconstructing or repairing the building, or by having the building razed or removed.

Section 52. Abatement Board Shall Notify Owner. The Abatement Board shall notify the owner of a building which has been declared to be a nuisance that if said nuisance is not abated, said building will be razed or removed by the Housing Department, and the expense thereof made a lien on the lot or parcel of land upon which the building is located.

Section 53. Mortgagee or Beneficiary Under Deed of Trust May Comply. The owner of a building encumbered by a mortgage or deed of trust, of record, not having complied with the order of the Abatement Board on or before the expiration of thirty days after the posting of the notice of the passage of the resolution, the mortgagee or beneficiary under such deed of trust may, within fifteen days after the expiration of said thirty-day period, comply with the requirements of the Abatement Board.

Section 54. Costs to a Mortgagee or Beneficiary. The costs to a mortgagee or beneficiary shall be added to and become a part of the lien secured by the mortgage or deed of trust, and shall be payable at the same time and in the same manner as may be prescribed in the mortgage or deed of trust for the payment of any taxes advanced or paid by the mortgagee or beneficiary for and on behalf of the owner.

Section 55. Owner May Bring Action in Court. Any owner or other interested person having any objections, or feeling aggrieved at any proceedings taken by the Abatement Board in ordering abatement of any nuisance, must bring an action in a court of competent jurisdiction within thirty days after the date of posting on said premises a

notice of the passage of the resolution, otherwise all objections will be deemed to have been waived.

Section 56. Housing Department Shall Post and Mail Notice. The Housing Department, within sixty days after the passage of any resolution directing the abatement of a nuisance, shall post a copy thereof conspicuously on the building so declared to be a nuisance, and mail another copy to the person owning the land upon which the building is located, and a copy shall be mailed to each mortgagee or beneficiary under any deed of trust, of record, in the manner prescribed.

Section 57. Abatement Board May Grant Extension of Time. The Abatement Board may grant any extension of time to abate the nuisance that it may deem justifiable upon good cause therefor being shown.

Section 58. Housing Department Shall Apply to Supervisors for Order From Court. The Housing Department shall apply to the Board of Supervisors of the City and County of San Francisco for an order from the Superior Court to abate the nuisance, after the posting of the copies of the resolution of the Abatement Board declaring the building to be a nuisance, unless the nuisance is abated by the owner or other person within the 45-day period or any extension thereof granted by the Abatement Board pursuant to this code.

Section 59. Housing Department May Raze and Remove Buildings. The Housing Department, having acquired jurisdiction to abate a nuisance, may raze and remove the building so declared to constitute a nuisance, or have the same done under its direction and supervision.

Section 60. Building Materials Shall Be Sold. The building materials contained in a building razed or removed by the Housing Department shall be sold by the Abatement Board at public sale to the highest responsible bidder, either before or after the building has been razed or removed.

Section 61. Housing Department Shall Keep Account of Expenses. The Housing Department shall keep an itemized account of the expenses involved in the razing or removing of any such building, and shall deduct therefrom the amount received from the sale of the building materials.

Section 62. Housing Department Shall Post Statement of Expense. The Housing Department shall post conspicuously on the property from which the building was razed or removed a statement verified by the Chief of the Housing Department showing the gross and net expense of the razing or removing of such building, together with a notice of the time and place when and where the statement of expense shall be submitted to the Abatement Board for approval and confirmation.

Section 63. Housing Department Shall Mail Copy of Statement of Expense. The Housing Department shall mail a copy of the statement of expense and notice, in the manner prescribed, to any property owner liable to be assessed for the cost of such work, and any other interested persons. The time for submitting the statement of expense to the Abatement Board for confirmation shall be not less than five days from the date of posting and mailing.

Section 64. Abatement Board Shall Consider Statement of Expense. The Abatement Board, at the time fixed for the hearing of the statement of expense, shall consider the statement, together with any objections or protests which may be raised by any property owners liable to be assessed for the doing of the work, or by any other interested person.

Section 65. Abatement Board May Revise Statement of Expense. The Abatement Board may make such revision, correction or modification in the statement as it may deem just.

Section 66. Abatement Board Shall Confirm Statement of Expense as Revised. The Abatement Board shall confirm, by motion or resolution, the statement of expense, as revised, corrected or modified.

Section 67. Abatement Board's Decision Shall Be Final and Conclusive. The Abatement Board's decisions on the statement of expense, and on all protests and objections which may be made, shall be final and conclusive.

Section 68. Abatement Board May Adjourn Its Hearings. The Abatement Board may adjourn its hearings from time to time.

Section 69. Expense Shall Constitute a Lien on Real Property. In the event that the cost of razing or removing a nuisance exceeds the proceeds received from the sale of the building materials, then the amount of the net expense of abating the nuisance, if not paid within five days after the decision of the Abatement Board on the statement of expense, shall constitute a lien on the real property upon which the building was razed or removed, which shall continue until the amount thereof has been paid, or discharged of record, together with interest thereon at the rate of 6 per cent per annum, computed from the date of confirmation of the statement of expense. The lien shall be upon a parity with the liens of State, County and municipal taxes.

Section 70. Abatement Board Shall File Certificate of Lien. In the event of nonpayment of the costs of razing or removing a building, the Abatement Board shall, within sixty days after its decision on the statement of expense, cause to be filed in the office of the Recorder a certificate of lien, substantially in the manner prescribed in the State Housing Act.

Section 71. Notice of Lien. From and after the date of the recording of the notice of lien all persons shall be deemed to have had notice of the contents thereof. The statute of limitations shall not run against the right of the Housing Department to enforce the payment of the lien.

Section 72. Sale of Materials. Any amount received from the sale of materials in excess of the expense of razing or removing a building shall be deposited with the Treasurer of the City and County of San Francisco to the credit of the owner of the property, or other person legally entitled thereto.

Section 73. Payment of Excess to Owner. The Treasurer of the City and County of San Francisco shall pay such excess to the owner or other person upon producing evidence of ownership satisfactory to the Treasurer.

Section 74. Housing Department Shall Index Notices. The Housing Department shall index the notices, records or other data required to be filed with it, pursuant to this code, so that all of those relating to a particular building will be indexed together and readily ascertainable. The indices are public records and shall be open to public inspection during business hours.

Section 75. Unlawfulness of Violations. It is unlawful for any person to violate, or cause or permit another person to violate, any provision of this code.

Section 76. Liability for Costs. Any person who violates any of the provisions of this code is guilty of a misdemeanor. In addition to the punishment provided by law, he is liable for all such costs, expense and disbursements paid or incurred by the Housing Department, or any of its officers, inspectors or employees, in the prosecution of the violation, as shall be fixed by the court in which the violation is prosecuted.

Section 77. Recording of Certified Copy of Judgment Imposing Fine. A certified copy of every judgment imposing a fine upon an

owner of any building for a violation of this code pertaining to the building shall, upon the entry of judgment, be recorded forthwith by the Housing Department in the office of the Recorder. The Recorder shall index it immediately upon receiving it in the index of mechanics' liens. The fine is a lien upon the building from the time certified copy of the judgment is filed in the office of the Recorder, subject only to taxes, assessments, and to mortgage and mechanics' liens existing prior to the filing.

Sections 596 to 600, inclusive, of Chapter V, Part II, of the Municipal Code are hereby expressly repealed.

This housing code is hereby made a part of the Municipal Code and is hereby established and made Chapter XII, Part II of the Municipal Code.

Following the reading of an opinion rendered by the City Attorney to the Chief Administrative Officer, that the foregoing bill must be recommended by the Mayor and the Chief Administrative Officer before passage by the Board, and without such recommendations is out of order, the foregoing bill was, on motion by Supervisor Gallagher, *re-referred to the Public Buildings, Lands and City Planning Committee.*

Final Passage.

The following from Streets Committee, without recommendation, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Meyer, Mead.

Drifting Sand Ordinance.

(Series of 1939)

Bill No. 1888, Ordinance No. 1814, as follows:

An ordinance amending the San Francisco Municipal Code, Part II, Chapter X, Article 15, by amending Sections 728, 729 and 730 thereof, and by adding Sections 727, 731, 732, 733 and 734 thereto; making it unlawful for the owner of any property to permit sand or dirt to drift from said property on to any public street and designating such sand or dirt drifting on public streets a nuisance and providing for the abatement of said nuisance by the owner or by the Director of Public Works after due notice and providing for the assessment of the property for the cost of such abatement.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part II, Chapter X, Article 15 of the San Francisco Municipal Code, is hereby amended by amending Sections 728, 729 and 730 thereof, and by adding Sections 727, 731, 732, 733 and 734 thereto, to read as follows:

Section 727. Drifting or Blowing of Sand or Dirt Declared to Be a Public Nuisance. Sand or dirt drifting or being blown upon streets or sidewalks within the City and County of San Francisco is hereby declared to be a menace to pedestrians and vehicular traffic and a public nuisance.

Section 728. Report to Supervisors—Resolution Declaring Nuisance. Whenever sand or dirt is found to be drifting or blowing upon any street or sidewalk in the City and County of San Francisco, the Director of Public Works shall cause a survey to be made of surrounding property to determine the immediate source of such sand or dirt and what preventive measures should be taken and report the same to the Board of Supervisors. The Board of Supervisors may then, by resolution, declare such blowing or drifting sand or dirt to be a public nuisance and said resolution shall refer to the street by the

name under which it is commonly known, and describe the property from which or in front of which the said sand or dirt is blown or drifted by giving the lot and block number or numbers of the same according to the Assessor's block book, and no other description of such property shall be required. Any number of streets, sidewalks or pieces of property may be included in one and the same resolution.

Section 729. Notice to Plant Cover Crops or Take Other Measures to Effectively Prevent Sand or Dirt Blowing or Drifting from Private Property—Posting—Form—Time. After the passage of said resolution the Director of Public Works shall cause to be conspicuously posted in front of the offending property, at not more than one hundred feet apart, notices entitled "Notice to Abate a Nuisance." Such title to be in words not less than one (1) inch in height and substantially in the following form:

Notice to Abate a Nuisance.

Notice is hereby given that on the day of, 19..., the Board of Supervisors of the City and County of San Francisco passed a resolution declaring that sand or dirt was drifting or blowing upon the street or sidewalk in front of the property on Street, in said City and County of San Francisco, and more particularly described in such resolution, and that the same constitutes a public nuisance which must be abated by plant of cover crops on such property or by other means which will effectively prevent sand from drifting or blowing from said property, otherwise effective measures will be taken by the municipal authorities to abate the nuisance, in which case the cost of such measures shall be assessed upon the lots and lands upon which such measures are taken, and such costs will constitute a lien upon such lots or land until paid. Reference is hereby made to said Resolution for further particulars.

All property owners having any objections to the proposed measures to abate said nuisance are hereby notified to attend a meeting of the Board of Supervisors of said City and County of San Francisco to be held on the day of, 19..., when their objections will be heard and given due consideration.

Dated this day of, 19....

.....

Director of Public Works

Said notice shall be posted at least five (5) days prior to the time for hearing objections by the Board of Supervisors of the City and County of San Francisco.

Section 730. Hearing—Objection—Decision. At the time stated in the notices, the Board of Supervisors of the City and County of San Francisco shall hear and consider all objections or protests, if any, to the proposed measures to be taken to prevent sand or dirt blowing or drifting from the named lots and lands, and may continue the hearing from time to time. Upon the conclusion of said hearing, the Board of Supervisors, by motion or resolution shall allow or overrule any or all objections, whereupon the Board of Supervisors shall be deemed to have acquired jurisdiction to proceed and perform the work of planting cover crops necessary to prevent sand or dirt from drifting or blowing from said property or properties, and the decision of the said Board on the matter shall be deemed final and conclusive.

Section 731. Resolution Ordering Abatement — Owners May Take Necessary Action to Abate. After final action has been taken

by the Board of Supervisors on the disposition of any protests or objections, or in case no protests or objections have been received, the Board of Supervisors of the City and County of San Francisco, by motion or resolution shall order the Director of Public Works to abate said nuisance by planting cover crops, and the said Director of Public Works is hereby expressly authorized to enter upon private property for that purpose.

Any property owner shall have the right to take any action which will effectively prevent the blowing or drifting of sand or dirt from his property provided that such measures are at his own expense and that the same is done prior to the arrival of the Director of Public Works to do the same.

Section 732. Cost—Report to Supervisors—Submission. The Director of Public Works shall keep an account of the cost of abating such a nuisance on each separate lot or parcel of land where the work is done by the Department of Public Works, and shall render an itemized report in writing to the Board of Supervisors of the City and County of San Francisco showing the cost of work performed on each separate lot or parcel; provided, that before said report is submitted to said Board of Supervisors, a copy of the same shall be posted for at least three (3) days prior thereto in a conspicuous place in the City Hall of said City and County of San Francisco, together with a notice of the time when said report shall be submitted to the Board of Supervisors for confirmation.

Section 733. Hearing of Report—Objections—Decision—Special Assessment. At the time fixed for receiving and considering said report, the Board of Supervisors shall hear the same, together with any objections which may be raised by any of the property owners liable to be assessed for the work of abating said nuisance and thereupon make such modifications in the report as they deem necessary, after which by motion or resolution said report shall be confirmed. The amounts of costs for abating such nuisance upon the various parcels of land mentioned in said report shall constitute special assessments against the respective parcels of land and as thus made and confirmed shall constitute a lien on said property for the amount of such assessments, respectively. After confirmation of said report, a copy shall be turned over to the Assessor and the Tax Collector of the City and County of San Francisco, whereupon it shall be the duty of said officers to add the amounts of the special assessment on the respective lots and parcels of land to the tax roll for municipal purposes, and thereafter said amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and the same procedure upon foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

Section 734. A fund shall be provided to cover the cost of abatement of any such nuisance in the City and County of San Francisco, said fund to be a revolving fund and to be replenished from the moneys collected as the result of the special assessments provided for herein.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon. Uhl—11.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Uhl.

Authorizing Compromise of Claim of the City and County of San Francisco Against Captain Frederick H. Young.

(Series of 1939)

Resolution No. 2932, as follows:

Whereas, the Retirement Board having recommended, and the City Attorney having approved the settlement and compromise of the claim in favor of the City and County of San Francisco, a municipal corporation, against Captain Frederick H. Young of No. 734 Nineteenth Avenue, San Francisco, for the recovery of the loss sustained by said City and County of San Francisco on account of personal injuries incurred by William A. Lewis, Jr., on July 31, 1940, said personal injuries having arisen out of and in the course of the employment of said William A. Lewis, Jr., as a surveyor's assistant with the Engineering Department of the City and County of San Francisco, when he was struck by an automobile being driven by said Captain Frederick H. Young; and

Whereas, the said loss of said City and County of San Francisco to date is \$501.13, including disability indemnity benefits paid while said William A. Lewis, Jr., was absent from duty, and medical and hospital services provided for said William A. Lewis, Jr.; and

Whereas, the said Captain Frederick H. Young having offered to pay in full settlement of the claim of the City and County of San Francisco the amount of \$400; now, therefore, be it

Resolved, that the Retirement Board and the City Attorney are hereby ordered and authorized to settle and compromise said claim for said amount of \$400.

Recommended by the Retirement Board.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2933, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905—Duplicate Tax Fund.

1. Bank of America N. T. & S. A., per Lot 2, Block 5659, second installment fiscal year 1941-42.....\$12.95
2. Fernando Nelson & Sons, per lot 37, Block 7048, second installment fiscal year 1941-42..... 30.77

From Appropriation No. 60.969.00—Taxes Refunded Fund.

1. Bishop National Bank of Hawaii, per Vol. 1, page 41, line 3, fiscal year 1942-43..... 43.96

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Authorizing Release of Lien Filed re Indigent Aid—Eugene McCorriston.

(Series of 1939)

Resolution No. 2934, as follows:

Whereas, an instrument executed by Eugene McCorriston, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, said indigent person on payment of the debts secured by said lien is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by any such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of any such lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Authorizing Renewal of Branch Library Lease With American Trust Company.

(Series of 1939)

Resolution No. 2935, as follows:

Resolved, In accordance with the recommendation of the Library Department, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, a municipal corporation, as lessee, be and are hereby authorized and directed to enter into a written lease with American Trust Company as lessor of a branch library in the building at No. 7 San Juan Avenue and No. 8 Ocean Avenue for a period of one year beginning November 1, 1942, at a rental of \$45 per month, payable from such funds as may be appropriated by this Board for said purposes.

The City Attorney shall approve the form of lease.

Recommended by the Library Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Cancellation of Taxes—H. F. and B. M. Unsinger.

(Series of 1939)

Resolution No. 2936, as follows:

Whereas, the following described property, now recorded in the name of the Veterans' Welfare Board of the State of California, was assessed in the name of the original owner on the first Monday in March, 1941,

and taxes levied, but being State property, these taxes should be canceled; and

Whereas, this has the consent of the City Attorney; now, therefore, be it

Resolved, That the Controller be and he hereby is authorized to cancel the taxes in accordance with the provisions of Section 4986 of the Revenue and Taxation Code.

<i>Lot</i>	<i>Block</i>	<i>Assessed to</i>	<i>1941 Taxes</i>	<i>Del. Pen.</i>	<i>Cost</i>
4C	1912	H. F. and B. M. Unsinger	\$109.02	\$7.64	\$.50

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Cancellation of Taxes—Lot 61, Block 1685, and Lot 20Z, Block 6780.

(Series of 1939)

Resolution No. 2937, as follows:

Whereas, the Tax Collector has reported that on June 26, 1942, Lot 61, Block 1685, and Lot 20Z, Block 6780, were sold to the State for the delinquent taxes of 1941; and

Whereas, these sales should be canceled as taxes had been paid, but through error had not been credited; and

Whereas, this has the consent of the City Attorney; now, therefore, be it

Resolved, That the Controller be and he is hereby authorized to cancel the sales and penalties in accordance with the provision of Section 4991 of the Revenue and Taxation Code.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Offering for Sale \$1,500,000 Tax Anticipation Notes.

(Series of 1939)

Resolution No. 2938, as follows:

Whereas, Ordinance No. 1765 (Series of 1939), heretofore enacted by the Board of Supervisors of the City and County of San Francisco, authorized the issuance of certain Tax Anticipation Notes, the same to be issued as needed for the immediate requirements of the City and County in order to meet and pay the appropriations heretofore made for the current fiscal year, as authorized by the Charter of the City and County, which appropriations will become due and payable prior to June 30, 1943, and which may be paid in advance of receipt of the income for said fiscal year; and

Whereas, in order to meet the said immediate requirements of the said City and County it is necessary to forthwith issue and offer for sale Tax Anticipation Notes as authorized by said ordinance above mentioned to the amount of one million five hundred thousand (\$1,500,000) dollars; now, therefore, be it

Resolved, That the President of the Board of Supervisors of the City and County of San Francisco, the Controller or the Chief Assistant Controller of said City and County, and the Treasurer thereof, be and they are hereby authorized and directed to execute and issue for and on behalf of the City and County of San Francisco, the aforesaid Tax Anticipation Notes to the amount of one million five hundred thousand (\$1,500,000) dollars, and that said notes be offered for sale by this Board of Supervisors; and be it

Further Resolved, That the Clerk of this Board be and he is hereby directed to advertise in the official newspaper of the City and County of San Francisco a notice of the sale of said Tax Anticipation Notes to the amount of one million five hundred thousand (\$1,500,000) dollars, and that sealed bids or offers for all or any part of said notes will be received by the Board of Supervisors up to the hour of 3:00 P. M., November 2, 1942, and that said Tax Anticipation Notes will be sold to the bidder offering to accept and pay for said note or notes so sold at the lowest net interest cost to the City and County of San Francisco, computed from the date fixed for the presentation of bids to December 18, 1942; and be it

Further Resolved, That Orrick, Dahlquist, Neff and Herrington, attorneys at law, are employed to furnish legal opinion on validity of the above mentioned Tax Anticipation Notes authorized by Ordinance No. 1765 (Series of 1939), the fee therefor to be \$500.

Recommended by the Controller.

Recommended by the Treasurer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Authorizing Lease of Land for the North Beach Annex Playground.

(Series of 1939)

Resolution No. 2939, as follows:

Resolved, in accordance with the recommendation of the Recreation Department, that the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, as lessee, be and are hereby authorized and directed to execute a lease with the Telegraph Hill Neighborhood Association, a corporation, as lessor, of

Lot 14, Assessor's Block 64, San Francisco
for a period of five years beginning July 1, 1942, and ending June 30, 1947, at a total rental of \$1,469, payable as follows:

\$1,369	on or before October 15, 1942
25	on or before November 15, 1943
25	on or before November 15, 1944
25	on or before November 15, 1945
25	on or before November 15, 1946.

Said rental shall be payable from such funds as may be appropriated by this Board for said purpose. The premises are required by the Recreation Department for the North Beach Annex Playground.

The Director of Property is hereby authorized to agree with the lessor upon all conditions to be inserted in said lease for carrying out the purposes and effect of this resolution. The form of lease shall be approved by the City Attorney.

Recommended by the Recreation Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Final Passage.**Appropriation of \$42.50, Cashier, Municipal Court, October 16, 1942, to June 30, 1943; an Emergency Ordinance.**

(Series of 1939)

Bill No. 1917, Ordinance No. 1818, as follows:

Appropriating the sum of \$42.50 from the surplus existing in Appropriation No. 220.110.00, to the credit of Appropriation No. 220.110.00, to provide sufficient funds for the compensation of 1 B165 Cashier, Municipal Court, for the period October 16, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$42.50 is hereby appropriated from the surplus existing in Appropriation No. 220.110.00, to the credit of Appropriation No. 220.110.00, to provide sufficient funds for the compensation of 1 B165 Cashier, Municipal Court, for the period October 16, 1942, to June 30, 1943.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed, that an actual emergency exists which necessitates its becoming effective immediately, viz.: The uninterrupted operation of the Municipal Court, and to compensate the employee affected in accordance with the provisions of Section 5, Ordinance No. 1615 (Series of 1939).

Recommended by the Clerk of the Municipal Court.

Approved by the Acting Presiding Judge, Municipal Court.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Amending Salary Ordinance as to Cashier, Municipal Court; an Emergency Ordinance.

(Series of 1939)

Bill No. 1918, Ordinance No. 1819, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 23, MUNICIPAL COURT, by correcting the compensation under item 8 from 1 B165 Cashier, Municipal Court at \$270 per month to \$275 per month. An emergency ordinance effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 23, is hereby amended to read as follows:

Section 23. MUNICIPAL COURT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	12		Judges	\$ 625
2	1	B85	Jury Commissioner, Municipal Court	400
3	12	B152	Court Room Clerk	222
3.1	1	B152	Court Room Clerk	215

4	1	B154	Criminal Law Clerk	185
5	1	B156	Senior Criminal Law Clerk	225
6	2	B160	Civil Law Clerk	218
6.1	1	B160	Civil Law Clerk	212
6.2	1	B160	Civil Law Clerk	185
7	3	B164	Senior Civil Law Clerk	273
7.1	1	B164	Senior Civil Law Clerk	225
8	1	B165	Cashier, Municipal Court.....	275
9	1	B170	Chief Asst. Clerk, Municipal Court	307.50
9.1	1	B171	Supervisor of the Traffic Fines Bureau.....	275
10	1	B172	Clerk of Municipal Court	500
11	1	B234	Head Clerk	250
13	4	B222	General Clerk	175
14	4	B222	General Clerk	170
15	3	B222	General Clerk	162
16	16	B222	General Clerk	155
17	1	B228	Senior Clerk	180
18	5	B420	Phonographic Reporter, \$12.50 per day plus transcriptions	
19	11	B512	General Clerk-Typist	175
20	1	B512	General Clerk-Typist	170
21	1	B512	General Clerk-Typist	160
22	3	B512	General Clerk-Typist	155
23	1	B512	General Clerk-Typist	163

Section 2. This ordinance is passed as an emergency measure, effective October 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Municipal Court, by establishing the correct salary for this position.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Passed for Second Reading.

Authorizing Supplemental Appropriation of \$22,500 for Acquisition of Real Property Required for Playground on Silver Avenue Near Ledyard Street.

(Series of 1939)

Bill No. 1919, Ordinance No., as follows:

Authorizing a supplemental appropriation of \$22,500 for the acquisition of certain real property required for a playground on Silver Avenue near Ledyard Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$22,500 from the surplus existing in the following funds to the credit of Recreation Department Appropriation No. 213.600.03 for the acquisition of certain real property required for a playground on Silver Avenue near Ledyard Street, and for payment of incidental expenses:

Reserve for Land Purchases—Sheriff.....	\$ 3,750
Reserve for Land Purchases—Public Works.....	2,750
Reserve for Land Purchases—Miscellaneous.....	16,000

Total	\$22,500
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Recommended by the Sheriff and the Recreation Department.

Approved by the Director of Property, the Chief Administrative Officer and the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Final Passage.

Appropriation of \$5,780 to Provide Additional Funds for Alterations to the Central Emergency Hospital, Second Floor, Grove and Larkin Streets; an Emergency Ordinance.

(Series of 1939)

Bill No. 1920, Ordinance No. 1820, as follows:

Appropriating the sum of \$2,200 from the surplus existing in Appropriation No. 253.110.00, and \$3,580 from the surplus existing in Appropriation No. 253.110.02, to the credit of Appropriation No. 254.213.00, to provide additional funds required for alterations to Central Emergency Hospital, second floor, Grove and Larkin Streets, for housing venereal disease detention patients; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,200 is hereby appropriated from the surplus existing in Appropriation No. 253.110.00, and \$3,580 from the surplus existing in Appropriation No. 253.110.02, to the credit of Appropriation No. 254.213.00, to provide additional funds required for alterations to Central Emergency Hospital, second floor, Grove and Larkin Streets, which will provide quarters, etc., to house venereal disease detention patients.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates this ordinance becoming effective immediately. The nature of the emergency is as follows: The provisions for the control of venereal diseases during the present national emergency having proven to be inadequate it is necessary to provide funds in order that additional quarters may be made available in connection with the program for the control of venereal diseases in the City and County of San Francisco, which affects the health and welfare of our citizens as well as the members of the armed forces stationed within the City and County of San Francisco.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Final Passage.

The following recommendation of Police Committee was taken up:

Present: Supervisors Gallagher, Uhl.

Amending Dim Out Ordinance.

(Series of 1939)

Bill No. 1921, Ordinance No. 1821, as follows:

Amending Bill No. 1851, Ordinance No. 1751, and adopting Public Proclamation No. 10, dated August 5, 1942, as amended by Public Proclamation No. 12, dated October 10, 1942, issued by the Commanding General of the Western Defense Command, and which provides for the extinguishing or control, from sunset to sunrise, of lighted signs, commercial flood lighting, display lighting, industrial illumination, interior lighting visible from the outside and exterior lighting; and which provides for the shielding of illuminated signs or signals under governmental control, exempting navigation lights and railroad signals; and which provides that street and highway lights, residential, commercial and industrial windows, industrial fires, and vehicle headlamps shall be shielded or restricted; and provides that all lights visible from the sea, except as herein provided, shall be extinguished, and defines the term "visible from the sea"; and authorizing the Chief of Police to issue further regulations authorizing the issuance of citations for violations; and providing for a penalty for such violations; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1851, Ordinance No. 1751 is hereby amended to read as follows:

Section 1. J. L. DeWitt, Lieutenant General, U. S. Army, Commanding Western Defense Command and Fourth Army, by virtue of the authority vested in him by the President of the United States and Executive Order No. 9066, dated February 19, 1942, and pursuant to Public Law 503—77th Congress, approved March 21, 1942, and by virtue of his powers and prerogatives as Commanding General of the Western Defense Command, has issued Public Proclamation No. 10, dated August 5, 1942, and effective August 20, 1942, which as amended by Public Proclamation No. 12, dated October 10, 1942, and issued by virtue of the same authority, reads as follows (omitting Exhibits incorporated therein):

**"HEADQUARTERS WESTERN DEFENSE COMMAND
AND FOURTH ARMY**

Presidio of San Francisco, California

PUBLIC PROCLAMATION No. 10

August 5, 1942

TO: The people within the States of Washington, Oregon and California, and to the Public Generally:

Whereas, by Public Proclamation No. 1, dated March 2, 1942, this Headquarters, there were designated and established Military Areas Nos. 1 and 2; and

Whereas, the armed forces of the enemy have made attacks upon vessels of the United States traveling along the Pacific Coastal waters and upon land installations within said Military Areas, and it is expected that such attacks will continue; and

Whereas, it is necessary to provide maximum protection for war utilities, war materials and war premises located within the States of Washington, Oregon and California against enemy attacks by sea and by air;

Now, therefore, I, J. L. DeWitt, Lieutenant General, U. S. Army, by virtue of the authority vested in me by the President of the United States and by the Secretary of War and my powers and prerogatives as Commanding General of the Western Defense Command, do hereby declare that:

A. The present situation requires as a matter of military necessity that Sections 2, 3 and 5 of said Public Proclamation No. 10 be, and they are hereby amended, as of the effective dates hereinafter provided, so that said Public Proclamation No. 10, from Section 1 to Section 5, inclusive, will read as follows:

1. The present situation requires as a matter of military necessity that a Zone of Restricted Lighting be established within Military Areas Nos. 1 and 2, and that illumination within said Zone of Restricted Lighting be extinguished or controlled in such manner and to such extent as may be necessary to prevent such illumination from aiding the operations of the enemy.

2. Pursuant to the determination and statement of military necessity in Paragraph 1 hereof, a Zone of Restricted Lighting, as particularly described in Exhibit A hereof, and as generally shown on the map made a part hereof and marked Exhibit B, is hereby designated and established. Illumination within the entire area of said Zone of Restricted Lighting shall be extinguished or controlled at all times at night from sunset to sunrise, as follows:

(a) **Signs, Floodlighting, Display and Interior Lighting.** Illuminated signs and ornamental lighting of every description which are located out-of-doors, and floodlighting which illuminates buildings or signs (including but not limited to all exterior advertising signs, billboards, display lighting, theatre marquee signs, illuminated poster panels, and building outline lighting), and all interior light sources (as hereinafter defined) which emit direct rays above the horizontal out-of-doors, shall be extinguished. The words, "light sources," as used herein are intended and shall be construed to mean and include any light generating elements and the bright portion of any reflector, lens, luminaire, transparency, or other equipment associated herewith for the control or diffusion of light. This Section 2(a) shall not apply to illumination for industrial or protective purposes except to the extent provided for in Section 2(b) hereof.

(b) **Illumination of Outdoor Areas; Street and Highway Lights.** Illumination of outdoor areas and industrial and protective illumination, shall be controlled as follows:

- (1) Except as provided in Section 2(b) (2) hereof, illumination on all outdoor areas (including but not limited to automobile service station yards, outdoor parking areas, recreation areas and outdoor structures and roofs) shall not exceed one foot candle at any point when measured on a horizontal plane at any level of such outdoor areas, and all outdoor light sources shall be shielded so that no direct rays from the light source are emitted above the horizontal. All interior lighting of every description shall be reduced or controlled so that it does not contribute more than one foot candle of illumination upon any outdoor area. All street and high-

way lights shall also be shielded so that each light source emits no more than ten per cent of its total lamp lumens at angles above the horizontal. Provided the foregoing requirements are met, any further reduction or extinguishment of street or highway illumination which would unnecessarily aggravate traffic hazards is not required.

- (2) Variations from the foregoing requirements shall be permitted in the case of illumination for industrial and protective purposes, and from industrial processes, whether interior or exterior, but not including street or highway lights, only when and to the extent that it is necessary to vary from such requirements in order to achieve and maintain maximum efficiency; but only with the written approval of the Ninth Regional Civilian Defense Board, obtained in advance.

(c) **Traffic Signs and Signals.** Illuminated signs and signals which are authorized or maintained by governmental authority for the purpose of controlling or directing street or highway traffic shall be shielded so that no direct rays from the light source are emitted above the horizontal in respect to lights mounted ten feet or more above the ground, or above an angle of more than six degrees above the horizontal in respect to lights mounted less than ten but more than three feet above the ground, or above an angle of more than twelve degrees above the horizontal in respect to lights mounted less than three feet above the ground. Relative variations in the upward limit of light are permissible to compensate for grades.

(d) **Navigation and Railroad Lights.** Authorized lights necessary to facilitate air or water navigation, authorized railroad signal lights, and headlights of railroad locomotives when in motion, are hereby excepted from all the provisions of this Proclamation.

3. In addition to the restrictions hereinbefore imposed, illumination within that part of the Zone of Restricted Lighting which is visible from the sea, as hereinafter defined, shall be further diminished or obscured at all times at night from sunset to sunrise, as follows:

(a) **Street, Highway and Traffic Lights.** Street and highway lights, and illuminated signs (but not signals) which are authorized or maintained by governmental authority for the purpose of controlling or directing street or highway traffic and which are visible from the sea, shall be so shielded that they are not visible from the sea at night and so that no direct rays from the light source are emitted above the horizontal.

(b) **Residential, Commercial and Industrial Windows.** No lighting shall be permitted behind windows or glazed doors visible from the sea unless they are covered by drapes or shades.

(c) **Street and Highway Traffic.** Within areas visible from the sea, but subject to the exceptions hereinafter stated, vehicles shall operate at night with no more than two lighted driving lamps, regardless of the direction of travel, and each such lamp shall provide a maximum of not more than 250 beam candlepower. Normal rear lights, license plate lights and clearance lights (where required by law) are permitted. Vehicles which are classified as authorized emergency vehicles under the applicable Federal, State or local law, when operated by authorized personnel, and when displaying an illuminated red spotlight, and when responding to a fire alarm, or when in

the immediate pursuit of an actual or suspected violator of the law, or when going to or transporting a person who is in apparent need of immediate emergency medical or surgical care, or when responding to some other emergency involving the protection of life or property, shall be excepted from the foregoing provision.

(d) **Industrial and Protective Illumination.** Light sources for industrial purposes and light from industrial processes within areas visible from the sea, shall comply with the requirements of Section 2(b) hereof, and shall also be shielded so that they are not visible from the sea at night; provided, that variations from these requirements may be permitted in the case of illumination for industrial and protective purposes, and from industrial processes, whether interior or exterior (but not including street or highway lights), only when and to the extent that it is necessary to vary from such requirements in order to achieve and maintain maximum efficiency; but only with the written approval of the Ninth Regional Civilian Defense Board, obtained in advance.

(e) **Other Illumination.** Except as hereinabove provided in this Section 3, all other lights visible from the sea are prohibited at night, including but not limited to light from fires, bonfires, parked cars, flashlights and lanterns. "

(f) **Definition of "Visible From the Sea."** The phrase "visible from the sea," as used herein, is intended and shall be construed to mean and include the following:

Visible at any time from the waters of the Pacific Ocean, or from the waters of the Straits of Juan de Fuca lying south of a line extending due east from the most southerly point of Vancouver Island and west of a line running due north and south through the easternmost point of the easterly boundary line of the City of Port Townsend, Washington, or visible from any of those bodies of water located on the shoreline of the State of California generally known and described as follows:

Santa Monica Bay;
Santa Barbara Channel;
San Luis Obispo Bay;
Estero Bay; and
Monterey Bay;

Provided, however, that the waters of San Francisco Bay, lying easterly of a line extending from Point Bonita through Mile Rock, is not intended and shall not be construed to be a part of the sea; and solely for the purposes of Section 3(c) hereof, concerning street and highway traffic, the phrase, "areas visible from the sea" is also intended and shall be construed to mean and include that portion of streets or highways which may not in fact be visible from the sea but which is within areas generally visible from the sea.

4. Any person violating any of the provisions of this Proclamation, or orders issued pursuant thereto, is subject to immediate exclusion from the territory of the Western Defense Command, and to the criminal penalties provided in Public Law No. 503, 77th Congress, approved March 21, 1942, entitled "An Act to provide a penalty for the violation of restrictions or orders with respect to persons entering, remaining in, leaving, or committing any act in military areas or zones."

5. The Ninth Regional Civilian Defense Board is hereby designated as the primary agency to aid in the enforcement of the foregoing provisions. It is requested that the civil law enforcement agencies and State and local governmental bodies

within the areas affected by this Proclamation assist the Ninth Regional Civilian Defense Board in the enforcement hereof.

B. This proclamation shall become effective October 25, 1942, except those provisions of Subsection 2(b) (1) hereof, concerning street and highway lights, which shall become effective November 12, 1942.

C. The recitals set forth in the first three paragraphs of said Public Proclamation No. 10 are hereby reaffirmed. Except as hereinbefore expressly amended, all the provisions and determinations expressed in said Public Proclamation No. 10 shall remain in full force and effect.

J. L. DEWITT,

Lieutenant General, U. S. Army,
Commanding

Section 2. The City and County of San Francisco hereby recognizes the civil and military necessity for the concurrent enforcement of the provisions of Public Proclamation No. 10, as amended as aforesaid, by the City and County of San Francisco and the Federal Government.

Section 3. The City and County of San Francisco is within the Zone of Restricted Lighting, designated and established by Section 2 of said Public Proclamation No. 10 as amended as aforesaid.

Section 4. The Chief of Police of the City and County of San Francisco, subject to the approval of the Mayor, is hereby authorized, directed and empowered to prepare and promulgate such rules and regulations and revisions and amendments thereof, as may, in his discretion be necessary to carry out the expressed intent of said Public Proclamation No. 10, as amended aforesaid, and of this ordinance. Said rules and regulations shall be published once in an official newspaper of the City and County and shall become effective at five o'clock p. m. the day they are so published. Copy of said rules and regulations shall be filed at the office of the Chief of Police.

Section 5. Whoever, on or after October 25, 1942, shall commit any act in the City and County of San Francisco contrary to the provisions of either Section 2 or Section 3 of Public Proclamation No. 10 as amended as aforesaid, which amended proclamation is hereinabove set forth in full, or contrary to any of the provisions of this ordinance, shall be guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not to exceed \$300 or by imprisonment for not to exceed six months, or by both such fine and imprisonment.

Section 6. In any case in which it is lawful for any peace officer, fireman, or air raid warden to arrest without a warrant for a violation of this ordinance, he may issue a citation in the manner set forth in Section 7.5 of Bill No. 1539, Ordinance No. 1461 (Blackout Ordinance).

Section 7. Neither the enactment of this ordinance nor the amendment as hereinabove provided of Bill No. 1851, Ordinance No. 1751 of the City and County of San Francisco, shall in any manner affect the prosecution for any violation of Bill No. 1851, Ordinance No. 1751 which violation was committed prior to the effective date of this ordinance.

Section 8. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that a national emergency exists, which makes it imperative that this ordinance shall become effective forthwith, the nature of said emergency being as follows:

That a state of war now exists between the United States of America and several foreign powers and the City and County of San Francisco, by the provisions of Public Proclamation No. 10, as amended by Public Proclamation No. 12, is located in a military zone of restricted lighting established as a matter of military necessity in order to mini-

mize the danger of enemy attack and to provide maximum protection for war utilities, war materials and war premises. By reason of the immediate threat of enemy attack compliance with the provisions of Public Proclamation No. 10 as amended by Public Proclamation No. 12 is essential for the protection of the lives and property of the people of the City and County of San Francisco.

Approved as to form by the City Attorney.

After explanation by Mr. Jack Helms, the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendations of Public Health and Welfare Committee were taken up:

Present: Supervisors Shannon, Roncovieri.

Department Heads Requested to Report to Board as to Steps Taken to Place Corporate Seal of the City and County on All Automobiles Under Their Jurisdiction.

(Series of 1939)

Resolution No. 2940, as follows:

Whereas, on May 18, 1942, this Board of Supervisors finally passed Ordinance No. 1625 (Series of 1939), requiring the corporate seal of the City and County of San Francisco on City-owned passenger automobiles, and his Honor the Mayor approved said ordinance on May 20, 1942; and

Whereas, it is desirable that ALL automobiles owned by the City and County of San Francisco bear said corporate seal, for identification purposes; and

Whereas, over four months' time has elapsed since said Ordinance No. 1625 (Series of 1939) was approved by his Honor the Mayor; now, therefore, be it

Resolved, That the Clerk of the Board be and he is hereby directed to communicate with the head of each board, commission and department of the municipal government, and request each such head to report in writing to this Board of Supervisors at the earliest possible date as to what steps have been taken to place the corporate seal of the City and County on all automobiles under his jurisdiction.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Consideration Postponed.

Abatement Proceedings—2107 Scott Street.

(Series of 1939)

Resolution No., as follows:

Resolved, That, in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 2107 Scott Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Privilege of the Floor.

Miss Mary McCarthy, 2107 Scott Street, owner and resident in the premises mentioned in the foregoing resolution, on being granted the privilege of the floor, asserted that the premises were in good sanitary condition and was at a loss to understand the reason for the abatement proceedings.

On motion by Supervisor Uhl, who expressed a desire to inspect the premises, consideration was *continued until Monday, October 26, 1942.*

Adopted.**Abatement Proceedings—442 Paris Street.**

(Series of 1939)

Resolution No. 2941, as follows:

Resolved, That, in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 442 Paris Street, in the City and County of San Francisco, State of California, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Consideration Postponed.

The following, from Joint Public Health and Welfare and Judiciary Committee, with recommendation "Do Not Pass," was taken up:

Mayor Requested to Redeclare Present War Emergency as It Affects Civilian Defense.

(Series of 1939)

Resolution No., as follows:

Whereas, following the declaration of war by the Congress of the United States of America on December 8, 1941, his Honor the Mayor of the City and County of San Francisco did declare, by proclamation, that a state of public emergency, threatening and endangering the lives, property and welfare of the citizens of the City and County, did exist by reason of such war; and

Whereas, the San Francisco Civilian Defense Council, organized by his Honor the Mayor, did immediately call upon the citizens of the City and County for additional volunteers to help protect the lives, property and welfare of said citizens, placed in jeopardy by the war in which the United States of America is now engaged; and

Whereas, the citizens of our City and County did respond wholeheartedly to such call for volunteers, and numerous branches of civilian defense were organized or expanded to meet the public emergency; now, therefore, be it

Resolved, That his Honor the Mayor consider the advisability of redeclaring and redefining the public emergency that now exists in the City and County of San Francisco by reason of the war in which the United States of America is engaged, and not inconsistent with military policy or regulations; and be it

Further Resolved, That his Honor the Mayor make known the complete plan for civilian defense, the delegation of authority, and the

duties and responsibilities of individuals and groups administering the civilian defense program; and be it

Further Resolved, That his Honor the Mayor act in collaboration with the Board of Supervisors to suspend, for the duration of this public emergency, any provision of the Charter of the City and County of San Francisco, the San Francisco Municipal Code, or municipal ordinances that tend, in the judgment of his Honor the Mayor or the Board of Supervisors, to obstruct or interfere with prompt and efficient effort of the conduct of civilian defense, and to enact such legislation as will specifically provide proper, immediate and efficient procedure for civilian defense; and be it

Further Resolved, That this Board of Supervisors offers its services to his Honor the Mayor for the purpose of developing a detailed plan for civilian defense which will embrace all known situations, and that will function without duplication, controversy or hindrance.

On motion by Supervisor Shannon, consideration was *postponed until Monday, October 26, 1942.*

Adopted.

The following recommendations of his Honor the Mayor were taken up:

Leave of Absence—Supervisor Arthur M. Brown, Jr.

(Series of 1939)

Resolution No. 2942, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, Honorable Arthur M. Brown, Jr., a member of the Board of Supervisors, be and he is hereby granted a leave of absence for a period of three weeks commencing October 21, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Leave of Absence—Supervisor Jesse C. Colman.

(Series of 1939)

Resolution No. 2945, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, Honorable Jesse C. Colman, President of the Board of Supervisors, be and he is hereby granted a leave of absence for a period of ten days commencing October 20, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.**

**Requesting His Honor the Mayor to Appoint a Citizens Committee
for the Observance of American Education Week, November 8-
14, 1942.**

(Series of 1939)

Supervisor Colman presented:

Resolution No. 2946, as follows:

Resolved, That his Honor, the Mayor, be and he is respectfully requested to appoint a citizens committee for the proper observance of American Education Week, November 8 through November 14, 1942.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Expressing Gratitude to Members of Civilian Defense Workers for
Their Participation in the "Vivian Miller" Search, and Confidence
in Their Ability Successfully to Prosecute Their Civilian Defense
or Other Emergency Tasks.**

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2944, as follows:

Whereas, Vivian Miller, the four-year-old little girl who was spirited away from her home and family has, providentially, been found unharmed and returned to her again joyful parents; and

Whereas, while deploring this unfortunate affair; in turn sympathizing with Vivian's parents and exulting with them in the happy ending, it is well to pause; to consider a matter incident thereto, and to bestow merited commendation upon that which in a hurrying and war concerned world has, if ever generally noted, already passed without public approbation into oblivion, that is, the immediate and voluntary response, and the organized and systematic search which was participated in, by over 20,000 San Francisco Air Raid Wardens and Auxiliary Police when summarily called upon to supplement the efforts of the regular law enforcement agencies in the endeavor to find Vivian Miller; and

Whereas, the spontaneous response, in overwhelming numbers of Civilian Defense workers, to this call for assistance in a distress which, while wholly deserving of their aid, was not even remotely of the functions for which they were organized, is reassuring and comforting in great measure and constitutes further practical proof that the members of the Civilian Defense Corps are organized, alert, conscientious and humane—men and women who bear in their minds and hearts the welfare of the people of San Francisco, now, therefore, be it

Resolved, That this Board of Supervisors, on behalf of the people of the City and County of San Francisco, takes this opportunity to express profound gratitude for the participation of the members of Civilian Defense workers in the Vivian Miller affair; to express complete confidence in their ability to successfully prosecute their civilian defense or other tasks occasioned by an emergency; to extol their civic loyalty and their patriotism; to encourage them in their efforts and to urge them, regardless of apathy or unwarranted criticism on the part of others to continue their efforts with the same zealous action which has

marked "distinguished" their participation in the Vivian Miller incident; and be it

Further Resolved, That copies of this resolution be sent to the San Francisco Civilian Defense Council and to Mr. Jack Helms, Director of Civilian Defense.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Commending San Francisco Press for Publicizing the Vivian Miller Kidnapping, and Assisting in Her Safe Return to Her Parents.

(Series of 1939)

Supervisor Mead presented:

Resolution No. 2943, as follows:

Whereas, with newspaper readers chiefly and vitally interested in the war activity, the papers of San Francisco made it possible to devote a great deal of conspicuous space to the recent kidnapping of Vivian Miller; and

Whereas, such action demonstrates the concern which the local papers hold for the people of San Francisco and was undoubtedly responsible in large measure for the early and safe return of the little girl; now, therefore, be it

Resolved, That this Board of Supervisors, on behalf of the people of San Francisco, takes this opportunity to express its sincere appreciation to the press of San Francisco for publicizing and thus materially assisting in the return, unharmed, of Vivian Miller to her parents.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Memorializing Administrator of the National Housing Agency to Consider San Francisco's Acute Housing Problem.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2947, as follows:

Whereas, the housing and shelter problem in San Francisco at this time has become one of the most important problems to be faced by the people of San Francisco; and

Whereas, the officials of the San Francisco Real Estate Association and the San Francisco Real Estate Board have stated that the future of our housing problem is in a perilous condition; and

Whereas, it is estimated by the War Manpower Commission that in excess of 100,000 additional workers will be needed in this area soon; and

Whereas, the City and County of San Francisco is without facilities to house these workers and their families as a result of being unable to secure priorities; and

Whereas, building of new homes in San Francisco was discontinued by the Federal Government agencies in March of 1942 due to a reported, but not substantiated number of vacancies in San Francisco; and

Whereas, in March of 1942 there were outstanding in the City and County of San Francisco many priorities which are still actual unused priorities; and

Whereas, although prevented from continuing new home construction, the City of San Francisco has never been removed from the "Critical Area List"; and

Whereas, a shortage in housing and shelter for the people of San Francisco is the best indication of the need for allowing continuation of defense housing construction in San Francisco; and

Whereas, although the housing situation in San Francisco is considered equally as serious as in the East Bay area comprising Oakland, Richmond and Alameda, contract awards are granted to these cities and counties for housing construction with no consideration given to San Francisco; and

Whereas, among the many actual contracts awarded the East Bay District in the last few days are:

October 16, 1942—First: 1200 war apartment and defense dwelling units. Richmond, California.

Second: 216 residences, estimated cost each, \$3,000. Greenbrae.

Third: 800 war apartment and defense dwelling units. Richmond, California.

Fourth: 57 residences, 4 rooms each, estimated cost, \$3,500 each. Oakland, California.

Fifth: Numerous individual residences from \$3,000 to \$10,000. Oakland, California.

Whereas, the new areas in adjacent counties being developed through granting of priorities are almost without exception unable to provide satisfactory facilities such as commercial districts, schools, recreation centers, hospitals, churches and the like; although the City and County of San Francisco has available all of these facilities in an amount to capably care for such needs; and

Whereas, the recently contemplated proposal of the Federal Government to acquire buildings for conversion into multiple family dwellings in "critical area" districts will use in a large measure for temporary construction those materials available for permanent home construction; and

Whereas, the worker and his family living in a permanent home of their own choosing, will make available for the war effort, the maximum contribution in labor and better citizenship; and

Whereas, through home ownership a life savings account is created and surplus buying power is taken up through the acquisition of a home in substantial conformity with the recommendations of the Federal Government; and

Whereas, a survey of the Building Trades Council of the City and County of San Francisco indicated workers in San Francisco shipyards and defense industries are forced to purchase new homes in Alameda County in order to obtain shelter because there is no available shelter in San Francisco; and

Whereas, San Francisco is being discriminated against as a result of allowing an adjacent county to build homes and increase population while San Francisco is refused priorities although equally entitled to the same because of the same acute conditions affecting both areas; now, therefore, be it

Resolved, that the Board of Supervisors of the City and County of San Francisco does hereby memorialize the Honorable John Blandford, Administrator of the National Housing Agency, to give consideration to our most serious and acute problem to the end that priorities for construction of defense housing be granted the City and County of San Francisco; and be it

Further Resolved, That a copy of this resolution be forwarded the Honorable W. V. Kaylor, Chief of Priorities Division in charge of construction materials of the War Production Board; and be it

Further Resolved, That a copy of this resolution be forwarded the

Honorable Congressmen Thomas Rolph and Richard J. Welch and the Honorable Senators Hiram W. Johnson and Sheridan Downey.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Providing the Procedure to Be Followed by the Board of Supervisors in Adopting the Annual Budget and Related Ordinances, and Providing for Financial Planning in Connection Therewith.

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

Providing the procedure to be followed by the Board of Supervisors in adopting the Annual Budget and related ordinances, and providing for financial planning in connection therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. *Introduction and Publication*—The proposed budget and appropriation ordinance, for all departments and offices for each ensuing fiscal year, shall, upon transmission to the Board of Supervisors by the Mayor (as provided in Section 72 of the Charter), be deemed to have been regularly introduced and shall be published as required by law.

Section 2. *Reference to Finance Committee and Date of Reporting*—The proposed budget and appropriation ordinance, the detailed estimate of revenues, the Mayor's message, and any accompanying budget submissions shall, upon receipt by the Clerk of the Board of Supervisors, be transmitted by him directly to the Finance, Revenue and Taxation Committee of the Board of Supervisors.

The Finance Committee shall return the proposed budget and appropriation ordinance to the Board of Supervisors with its report thereon not later than the 15th day of May.

Section. 3. *Supplemental Budget Requests*—The Board of Supervisors shall not consider any requests to increase any amount or add any new item for personal services or materials, supplies or contractual services for any department or office in the proposed budget unless such requests are received by the Board prior to the 15th day of May.

Section 4. The Board of Supervisors shall:

a. *Public Hearings*

Fix the date or dates (not less than five days after publication, and not later than the 10th day of May) for public hearings on the proposed budget and appropriation ordinance;

b. *Consideration of the Budget*

Not later than the 15th day of May, meet for its consideration of the proposed budget and appropriation ordinance;

c. *Adoption of the Budget*

Not later than the 21st day of May, adopt the proposed budget;

d. *Pass for Second Reading—Annual Appropriation Ordinance and Annual Salary Ordinance*

On the 26th day of May and not before, pass for second reading, the annual appropriation ordinance and the annual salary ordinance;

e. Finally Pass Annual Appropriation Ordinance

On the first day of June, finally pass the annual appropriation ordinance;

f. Finally Pass Annual Salary Ordinance

Finally pass the annual salary ordinance in the manner required by law.

Section 5. *Financial Planning*—It shall be the duty of the Finance, Revenue and Taxation Committee of the Board of Supervisors, at all times, to keep informed of the budget requirements of the several offices and departments for the purpose of developing financial plans or programs to be recommended to the Board of Supervisors to be put into effect for the benefit of the City and County of San Francisco. For the purpose of assisting the Finance Committee in carrying out the intent of this section, it shall have power, pursuant to the provisions of Section 21, for and on behalf of the Board of Supervisors to inquire and secure from the several departments and offices such reports and information as may be necessary to assist them in this purpose in strict conformance with all of the provisions of Sections 21 and 22 of the Charter.

Referred to Finance Committee.

Fixing Penalty for Unauthorized Absence of Members of Board of Supervisors From Board or Committee Meetings.

(Series of 1939)

Supervisor Uhl presented:

Bill No., Ordinance No., as follows:

Fixing a penalty of Twenty (\$20.00) Dollars for the unauthorized absence of any member of the Board of Supervisors from any Board or committee meeting at which such member's presence is required. Requiring the Clerk to report such absences to the Controller and directing the Controller to make deductions from Supervisors' salary warrants in accordance with the Clerk's report.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Any member of the Board of Supervisors who, without having been excused therefrom, shall absent himself from any meeting of the Board or of a committee of which he is a member shall have deducted from his salary, in each such instance the sum of twenty (\$20.00) dollars.

Section 2. It shall be the duty of the Clerk to report to the Controller, the absence of any Supervisor from any meeting at which such Supervisor's presence is required, and the Controller shall make a deduction from such Supervisor's salary warrant accordingly.

Referred to Finance Committee.

Communications.

Communications as follows were presented, read by the Clerk and acted on as noted:

Telegram from Chester J. Deutsch, Regional Specialist, San Francisco, calling attention to meeting to be held Thursday, October 22, 1942, at 2:00 P. M. to discuss use of construction machinery owned by State Highway Department, counties, cities and other governmental agencies for the war effort.

Referred to his Honor, the Mayor.

From Earl Lee Kelly, for Bank of America, making application for appointment as fiscal agent for Market Street Railway Acquisition Bond Issue.

Referred to Finance Committee.

From Chief Administrative Officer, reporting on Housing Authority's refund in connection with appropriation for Chinatown Housing Project, and advising that in his opinion, the amount of the refund should be \$5,115.92.

Referred to Finance Committee.

From his Honor, the Mayor, quoting communication from Office for Emergency Management, War Manpower Commission, requesting department heads not to employ any person who, since September 7, 1942, has been employed in a "critical occupation," i. e., non-ferrous metal mining, milling, smelting, refining and logging and lumbering industries.

Communication *filed*. Clerk to comply therewith.

From Civil Service Commission, report on necessity for filling vacated positions.

Referred to Finance Committee.

From Director of Property, reporting that he has executed lease with the United States of America, covering 40-foot right of way for electric transmission line across portion of Crystal Springs Watershed lands in San Mateo County, for term from September 1, 1942, and to extend not more than six months after the termination of the existing emergency, at a rental of \$1.

Referred to Finance Committee.

From Civil Service Commission, statement defining policy of that body as to municipal personnel in relation to the war effort, together with copy of a series of resolutions adopted by the Commission for the purpose of putting these policies into operation.

Referred to Finance Committee.

From Parents of Sea Cliff District, by Joseph Leon, re playground for children of Sea Cliff District, together with deed of gift of playground apparatus.

Referred to Education, Parks and Recreation Committee.

RECESS.

There being no further business, the Board, on motion by Supervisor Green, at the hour of 3:30 p. m. recessed, to reconvene on Tuesday, October 20, 1942, at 1:30 p. m., pursuant to motion by Supervisor O'Gara, made at the regular meeting of October 13, 1942.

DAVID A. BARRY, Clerk.

By JOHN R. McGRATH,
Chief Assistant Clerk.

TUESDAY, OCTOBER 20, 1942, 1:30 P. M.

In Board of Supervisors, San Francisco, Tuesday, October 20, 1942, 1:30 P. M.

The Board of Supervisors met pursuant to recess.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors MacPhee, O'Gara, Roncovieri, Uhl—4.

Absent: Supervisors Brown, Colman, Gallagher, Green, Mead, Meyer, Shannon—7.

No quorum.

On motion by Supervisor MacPhee, the Board recessed temporarily, awaiting the presence of a quorum.

At 2:10 the Board reconvened, the roll was again called and the following Supervisors were noted present:

Supervisors Brown, Gallagher, MacPhee, O'Gara, Roncovieri, Uhl—6.

Absent: Supervisors Colman, Green, Mead, Meyer, Shannon—5.

Quorum present.

Supervisor Gallagher presiding, on motion by Supervisor O'Gara.

Supervisor Colman on leave of absence.

Supervisor Green was noted present at 2:20 P. M.

Supervisor Meyer was noted present at 2:40 P. M.

**Consideration of Report by the Mayor on Activities of Committee
Appointed by Him to Advocate Approval of Market Street
Railway Acquisition.**

His Honor, the Mayor, reported that pursuant to Resolution No. 2888, adopted by the Board of Supervisors on September 15, 1942, he had appointed a committee of 1000 to campaign for the approval by the people of Proposition No. 26, Charter Amendment to authorize the issuance of revenue bonds for the acquisition of the Market Street Railway properties.

His Honor, the Mayor, reported in detail the activities of the committee, advertising in the newspapers, on billboards, in street cars, on the air, and talks by speakers before the many improvement clubs and associations. The project has the endorsement of many of the larger civic organizations, and, he stated, he did not know of any proposal that has been presented to the people of San Francisco which has had such unanimous approval by the various organizations throughout the city, and he urged those opposed to the proposal to give the real reasons for their opposition. The failure of the Labor Council to endorse the project was due to differences of opinion between the Market Street Railway Employees Union and the Municipal Carmen's Union, and he urged that those organizations settle their differences, pointing out that the welfare of the city was of greater importance.

The chief aim, continued the Mayor, is to solve San Francisco's transportation problem, and unification is the only way by which that problem can be solved. It is up to the people to make the decision.

As to the question of value, the Mayor failed to see how anyone could oppose the proposal. Reports from the State Board of Equalization, from the State Railroad Commission and from the Controller indicate that the actual value of the properties is at least a million dollars more than the city is being asked to pay. If the proposal is

not approved, San Francisco will not have begun to solve her transportation problem.

Mr. H. S. Foley, representing the Municipal Carmen's Union, questioned the accuracy of the Mayor's statement as to the reasons for the Labor Council's failure to endorse the project. The argument advanced by the Carmen's Union was not merely the question of seniority of employees.

Supervisor MacPhee questioned the City Attorney, inquiring what could be done to prevent false advertising in connection with the proposed acquisition of the Market Street Railway properties. Statements are being circulated that the people are being asked to approve the purchase of a "lot of junk" for \$11,000,000. The purchase price is not \$11,000,000.

The City Attorney, however, doubted if anything could be done to stop anyone from expressing his views.

Mr. Foley, thereupon, stated that one of the reasons for his opposition was the possibility that if revenues were not sufficient to meet bond interest and redemption, that wages of the employees would not be paid.

Supervisor MacPhee suggested that a meeting of the Committee of 1000 would be advisable.

The Mayor, however, stated that he felt such meeting would not be practicable. The Committee's particular responsibility is to urge the voters to vote for Proposition No. 26. However, he would be glad to convey the suggestion to the chairman of the committee, and he would suggest that such meeting be called.

Thereupon, Supervisor MacPhee suggested that Mr. Cahill, if it is at all possible, furnish an estimate of what the carfare will be after consolidation.

Whereupon, the Mayor presented the following statement, furnished earlier in the day by Mr. Cahill:

*Municipal Railway and Market Street Railway Company, Consolidated.
Estimated Annual Financial Results of Operation
Based on 6¢ Fare.*

Estimated Revenue based on July 1 to Sept. 30, 1942.	
Revenue of both railways.....	\$12,572,413.71
Estimated Operating Expenses Street Cars	
(2,249,661 car hours @ \$3.67 per car hr.)	\$8,256,255.87
(Includes 120,000 car hours to be added	
by reason of acquiring 50 additional street	
cars not now in use by Market Street	
Railway Company)	
Estimated Operating Expenses Buses (852,-	
745 bus hours @ \$2.33 per bus hour)....	1,986,895.85
	<hr/>
	10,243,151.72
Excess of Revenue over Operating Expenses.....	\$ 2,329,261.99
Accident Reserve	440,034.48
	<hr/>
Balance Available for Depreciation, Interest and Amortiza-	
tion	\$ 1,889,227.51
Interest and Redemption Requirements Municipal Rail-	
way Bonds	152,500.00
	<hr/>
	\$ 1,736,727.51
Less on Account of Universal Transfer.....	225,000.00
	<hr/>

Balance Available for Reconstruction and Replacements, Deferred Maintenance, and Interest and Payments on Purchase Price	\$ 1,511,727.51
Interest and payments on proposed bond issue.....	\$ 800,000.00

**Statement by Lee Kaiser, Partner of Kaiser & Co., Member of
Citizens Committee for Unified Transportation.**

The following statement was presented by Mr. Lee Kaiser:

With election day just two weeks off, it is necessary that the citizens of San Francisco be supplied immediately with accurate information upon which to base their votes for or against Proposition No. 26.

It is agreed by all that a modern, fast, comfortable transportation system with universal transfer privilege is desirable. No one gainsays the fact that solution of its street transportation problem is a prerequisite to progress by San Francisco both during and after the war period. Many questions and doubts do exist, however, in the minds of thousands of voters as to the whys, hows, and wherefores of the proposed Market Street Railway purchase at this particular time. The few objections which have been raised are not, in my opinion, valid reasons for voting down the Charter Amendment on November 3d. These objections seem to be based largely on prejudice, half truths, or misunderstanding, and in most cases are easily cleared up by proper presentation of the facts.

Street cars and buses are now terribly crowded and the service leaves much to be desired but before this year is over gasoline rationing will seriously aggravate conditions by further overcrowding of existing facilities. Every thinking person must realize that we cannot afford to wait until a plan is worked out on which everyone agrees. Such a plan never has been worked out and such a plan never will be worked out. We must do the best with what we have and we can only do that by unifying the two competing systems. This is the first step toward modern, fast, comfortable transportation. Additional steps cannot be made until after the war, but we are at least fortunate in being able to take advantage of the traffic stimulus provided by war conditions to lay the foundation now for the modern efficient system all San Franciscans so earnestly desire.

The assertion is made by some that the Market Street Railway is a pile of junk and that to pay \$7,950,000 for it is criminal. Such a statement can be answered with a few common sense truths. Everyone familiar with the terms of the proposed purchase recognizes that we are not buying a Streamliner. The State of California Railroad Commission reports that the operating properties are depreciated 68 per cent. If they were not in such a state of obsolescence we wouldn't be able to buy them at the agreed price nor could we afford to pay three times \$7,950,000 for the system and expect to finance the purchase with revenue bonds.

It must be remembered also that in addition to 442 street cars we are buying the following:

- 237 miles of trackage
- 6 substations
- 9 shops and car houses
- poles and fixtures
- 39 cable cars
- 9 trolley coaches
- 124 motor coaches
- 30 trucks
- 18 trailers
- 6 passenger cars

10 motorcycles
 transmission system
 machinery, tools, work cars, cranes and other equipment
 signal and telephone lines

Based on the valuation of the State Board of Equalization for 1942 tax purposes, these properties are worth \$9,244,387.

However, earning power, not physical value, is the controlling element, so let everyone understand right now that we are buying an antiquated transportation system. Nevertheless, with a reasonable amount of maintenance, the cars can be operated for many years. Whether they are modern or antique is beside the point today when conditions render it impossible to obtain new equipment. They will operate and they will earn large amounts of money and that money will be used to retire the revenue bonds at a rapid rate. Furthermore, while they are performing these feats of transportation and finance, they will be doing another highly important and constructive service. They will be amortizing without cost to either the taxpayers or the car riders the nuisance value of the Market Street Railway franchises. Instead of having to wait until 1956 to get rid of these franchises, we will be in a position to revamp our street transit system completely just as soon as the war is over without hindrance from a competing system. Thus it will be seen that the fact that the Market Street Railway is not an up to the minute property is the very reason we are able to buy it for \$7,950,000. To build a new system which could carry 100 million passengers a year, as the Market Street cars are now doing, would not only be impossible for some years to come, but the cost would be many times \$7,950,000.

Many objectors are willing to admit that the price is fair, in view of the fact that every appraisal by competent authorities is substantially higher than \$7,950,000. Their objection is based on the argument that you may be able to meet operating costs and bond payments while the war emergency exists but a return to normal times will spell financial disaster. This is an objection which is easily answered by some simple arithmetic. Just how much is it going to cost each year to pay interest on the revenue bonds and retire the debt in fifteen years? On a 3½ per cent coupon rate, it requires \$690,000 annually to pay interest and amortize a \$7,950,000 bond issue. In today's bond market this bond issue should be worth a 3½ per cent coupon, in fact one bond house has already offered to buy the issue at that rate. In addition to this \$690,000, it is intended that the \$1,200,000 of general obligation Municipal Railway bonds which are now outstanding shall also be serviced from the revenues of the consolidated system. This requires a maximum of \$150,000 a year, which together with the \$690,000, makes a maximum bond requirement of \$840,000.

Now let us take the operating revenues of both the Market Street and Municipal railways for each of the past five years and deduct from these the operating expenses to see how much remains for depreciation and bond charges. In doing this, let us not lose sight of the fact that 1938 was the poorest year for San Francisco street railroads in twenty-five years. We find that in every one of those years, even including 1938, there was much more than enough to cover the \$840,000 representing maximum future annual bond requirements under the new setup. Here are the amounts:

1936	\$1,834,000
1937	1,590,000
1938	1,416,000
1939	2,041,000
1940	1,624,000
1941	1,728,000

It is obvious, therefore, that the argument that a return to normal times will spell financial disaster is wholly without foundation. In

order to get an even clearer perspective, it is interesting to project the figures into the future. For the past few months combined net revenues have been running at the rate of \$3,000,000 a year and gasoline rationing will step this up considerably higher. Giving effect to increased wages, to loss of revenue as a result of the universal transfer privilege, and to a seven-cent fare, it is easy to see that net revenues will run around \$3,000,000 or more next year and every year that the war continues. Of course, if a six-cent fare is adopted, the net revenues will be substantially lower. To be conservative, however, let us consider that the war will end next year. Interest and principal requirements on the general obligation bonds next year amount to \$150,000 and interest on the revenue bonds will amount to not more than \$278,000—a total of \$428,000. Thus there would be available approximately \$2,500,000 for retirement of revenue bonds. These bonds will be callable prior to maturity and the city will be able to redeem them and thereby reduce the outstanding revenue bond issue to less than 5½ million dollars by the end of 1943. Even with the conclusion of the war, street car traffic should hold well above normal for a long period of time. It is consequently evident that a substantial part of the entire debt will have been retired within the first two years of unified operation. A return to normal, or even subnormal, traffic levels should still provide a generous coverage for the greatly reduced debt requirements at that time and would not, as claimed by some, spell financial disaster.

Some objection is made on the ground that the taxpayers will be stuck if the earnings of the unified system prove insufficient to cover requirements. To clear up this misunderstanding it is only necessary to point out that acquisition of the Market Street properties will be made through the sale of bonds payable solely from revenues of the city's street railway system. The Charter Amendment to be submitted to the voters on November 3d definitely states that the city may not use tax money to pay these bonds.

The objection is then raised that no buyers can be found for an issue of bonds subject to such restrictions. The answer to this is that at least five bond syndicates have already expressed their eagerness to bid on the bonds. They are familiar with the proposed Charter Amendment and recognize that past experience and future prospects justify paying a high price for the \$7,950,000 revenue bond issue.

After answering all of the foregoing objections, we find that some people in their contrariness assert that the war will be over in a few years and we will then be in possession of a huge white elephant. I have previously pointed out that a return to normal conditions should not prove financially embarrassing, but that doesn't answer those forward-looking objectors who want to build a modern system after the war and don't want to be encumbered with a horse and buggy nucleus. The answer to this is that the results of unified operation will provide an invaluable base from which to project traffic and operating results of a streamlined system. Moreover, there will be no competing railway and no obstructing franchises. Whatever small amount of revenue bonds remain outstanding at that time can be redeemed and a new issue sufficient in amount to cover the costs of transition from existing facilities to a streamlined operation can be marketed. If we are finally to realize our hopes for a master plan for San Francisco, a unified, up-to-date street railway system is absolutely necessary.

Essentially this is not a complicated financial problem. On the contrary, it is relatively simple. It is indeed regrettable that any opposition, regardless of how slight, should exist and equally regrettable that any civic group should decide not to lend a helping hand to smash once and for all San Francisco's traffic bottleneck. Defeat of No. 26 means impairment of the war effort, dangerous overcrowding and confusion.

A favorable vote means a uniform fare, a universal transfer, better service, more cars, more lines, and preparation for a modern, highly efficient street transportation system after the war.

There are satisfactory answers for most of the objections raised. No plan will be perfect. Is it too much to hope that those few groups which have taken a stand in opposition to No. 26 reconsider their position in light of data now available? The results of unification will be an improvement in service and efficiency that San Franciscans cannot afford to pass up under the generous terms on which they are now obtainable.

Following the presentation of the foregoing statement, Mr. Kaiser, in concluding his remarks, stated that he had noticed, that at most meetings he had attended, the presentations in behalf of the proposed Charter Amendment, had been in generalities rather than in detail. He believed the people should be given definite answers to their objections. In objection to the Charter Amendment, many half-truths have been made. His own feeling was that if the matter should go to a vote at the present time, it would not be approved.

Mr. Carroll Newburgh questioned Mr. Kaiser, asking how much money had been spent during the period 1936 to 1941, mentioned by him in his statement, for new rolling stock and new equipment, and how much would be left out of the revenues to rehabilitate and buy new equipment.

Mr. Kaiser, in reply, stated that the Market Street Railway Company has been charging \$500,000 annually for depreciation; the Municipal Railway has been allotting about \$400,000 for the same purpose. The City and County will be obliged to expend about \$1,000,000 a year out of revenue for redemption of bonds and for purchase of equipment.

Supervisor O'Gara, after questioning the Mayor briefly, expressed surprise that no straw ballot had been taken on the proposal to acquire the Market Street Railway properties. It was possible, he felt, that the Mayor was underestimating the popular feeling concerning the matter. For that reason, he would recommend three things: (1) that a straw ballot be taken by the committee, and if it shows a substantial opposition, the activities of the committee should be intensified; (2) that the speakers at the various meetings strive to be more effective, to cope with the greater effectiveness of the opposition; (3) that because of the importance of the measure, the amount of radio time be increased. Supervisor O'Gara stated that he was offering these suggestions most respectfully with the hope that the committee would be able to intensify its activities in favor of the bonds.

The Mayor, in reply, called attention to a Speaker's Manual, copy of which had been furnished each Supervisor, which answered practically every question that had been raised about the bonds. It is expected, too, the Mayor continued, that every member of the Board go out and do his part in favor of the measure. The Mayor pointed out that the committee was limited as to funds, since Municipal funds could not be used for such campaign purposes. However, as funds are received, and more radio time can be bought, the committee would undoubtedly increase its radio time. In conclusion, the Mayor stated, he would not admit, as has been charged by the opposition, that San Francisco is about to buy a "lot of junk," but if it is junk, and the measure is not approved by the voters, San Francisco will have to continue with the junk for another fourteen years, and at the end of that time will still have to buy that junk.

Supervisor Green, in commenting on statements made during the hearing, referred to statement presented by the Mayor, in which Mr. Cahill had estimated the annual financial results of operation of

the consolidated railway system, based on a six-cent carfare, stated that apparently a six-cent fare would be in order. A great many people feel that the car fare may be anything from eight to ten cents. He would like to present a resolution assuring that the fare on the consolidated system would be but six cents. The adoption of such resolution, he believed, would be of help in the passage of the measure.

The Chair ruled that the presentation of such resolution would be out of order at that time. It could be presented, later on, under Roll Call.

Mr. A. Petry, of 2134 Market Street, speaking for Haight-Fillmore, Inc., opposed the proposed charter amendment, holding that the purchase of the Market Street Railway was for the benefit of certain people, but not for the benefit of the City and County.

Mr. Carroll Newburgh announced that on behalf of the citizens and voters of San Francisco, he had requested Mr. Petry to refrain from making the statement he had intended to make, because of the apparent lack of interest in Mr. Petry's views. Mr. Newburgh suggested that the Supervisors and other officials attend meetings and answer some of the questions raised by the citizens. Had that been done, the measure would have received a great deal more support.

Mrs. Annie Scanlon, on being granted the privilege of the floor, opposed the proposed charter amendment.

Following the presentation by Mrs. Scanlon, the Chair announced that the Mayor, who had been excused from attendance earlier during the proceedings, had phoned, saying that he would return to the Board meeting if his presence should be desired. The Mayor stated, also, that, pursuant to suggestions previously made, there would be held in the Chambers of the Board, on Tuesday, October 27, 1942, at 2:00 P. M., a meeting of the Committee of 1000, appointed to campaign for the charter amendment, Proposition No. 26.

Supervisor MacPhee, following the statements by Mr. Petry and by Mrs. Scanlon, apologized to the citizens present for the absence of other Supervisors, but pointed out that the Supervisors themselves were responsible for the citizens' presence at the meeting, and that it was the Board of Supervisors that had demanded that any measure for the acquisition of the Market Street Railway properties must be approved by the voters.

ADJOURNMENT.

There being no further business, the Board, at the hour of 3:30 P. M., adjourned.

DAVID A. BARRY, Clerk.

By JOHN R. McGRATH,
Chief Assistant Clerk.

Approved by the Board of Supervisors October 26, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing are true and correct copies of the Journals of Proceedings of said Board of the dates hereon stated and approved as recited.

DAVID A. BARRY,

Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, October 26, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, OCTOBER 26, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, October 26, 1942,
2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Quorum present.

President Jesse C. Colman presiding.

Supervisors Gallagher and O'Gara were noted present at 2:15 P. M.

Supervisor Green was noted present at 2:30 P. M.

Supervisor Brown on leave of absence.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meetings of October 19 and 20, 1942, was considered read and approved.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

**Appropriating \$2,475, Chief Engineer, Stationary Steam Engines,
Water Department, City Pumps.**

(Series of 1939)

Bill No. 1904, Ordinance No. 1822, as follows:

Appropriating the sum of \$2,475 out of the surplus in Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to credit of Appropriation No. 266-110-15, Water Department—Permanent Salaries, to provide for compensation of 1 O172 Chief Engineer of Stationary Steam Engines at rate of \$275 per month, effective October 1, 1942; abolishing position of 1 O170 Assistant Chief Engineer of Stationary Steam Engines at rate of \$273 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,475 is hereby appropriated from the surplus existing in Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to credit of Appropriation No. 266-110-15, Water Department—Permanent Salaries, City Pumps, to

provide for compensation of 1 O172 Chief Engineer of Stationary Steam Engines at rate of \$275 per month, effective October 1, 1942.

Section 2. The position of 1 O172 Chief Engineer of Stationary Steam Engines is hereby created; the position of 1 O170 Assistant Chief Engineer of Stationary Engines is hereby abolished.

Recommended by the Manager of Utilities; the Public Utilities Commission; the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O’Gara—4.

Amending Salary Ordinance by Changing Class Number, Title and Salary, Assistant Chief Engineer of Stationary Steam Engines, San Francisco Water Department.

(Series of 1939)

Bill No. 1905, Ordinance No. 1823, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 74, PUBLIC UTILITIES COMMISSION—SAN FRANCISCO WATER DEPARTMENT (Continued), by changing the class number, title and salary under item 55 from 1 O170 Assistant Chief Engineer of Stationary Steam Engines at \$273 to O172 Chief Engineer of Stationary Steam Engines at \$275.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 74, is hereby amended to read as follows:

**Section 74. PUBLIC UTILITIES COMMISSION—(Continued)
SAN FRANCISCO WATER DEPARTMENT (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9. CONSUMERS' PREMISES				
1	2	U127	Water Service Inspector.....	\$ 193
1.1	1	U127	Water Service Inspector.....	192
1.2	1	U127	Water Service Inspector.....	190
1.3	1	U127	Water Service Inspector.....	182
1.4	1	U127	Water Service Inspector.....	175
2	1	U128	Chief Water Service Inspector.....	215
10. WATER SALES DIVISION—METER READING				
3	5	B247	Meter Reader	175
4	3	B247	Meter Reader	170
5	2	B247	Meter Reader	165
5.1	1	B247	Meter Reader	160
5.2	5	B247	Meter Reader	155
11. CONSUMERS' ACCOUNTS				
6	4	B222	General Clerk	175
7	1	B222	General Clerk	173
8	1	B222	General Clerk	172
9	9	B222	General Clerk	170
9.1	1	B222	General Clerk	155

10	5	B222	General Clerk (part time).....	75
12	1	B228	Senior Clerk	200
13	2	B228	Senior Clerk	195
13.1	1	B228	Senior Clerk	195.50
14	1	B302	Addressing Machine Operator.....	172
15	1	B302	Addressing Machine Operator.....	170
15.1	1	B302	Addressing Machine Operator.....	155
16	10	B311	Bookkeeping Machine Operator.....	185
16.1	1	B311	Bookkeeping Machine Operator.....	175
16.2	1	B312	Senior Bookkeeping Machine Operator.....	195
17	4	B512	General Clerk-Typist	170
17.1	1	B512	General Clerk-Typist	155
18	1	U56	Asst. Supervisor, Consumers' Accounts.....	300
19	1	U60	Supervisor Consumers' Accounts.....	350
20	1	U62	Supervisor of Closing Bills.....	244.50
21	1	U63	Chief Adjuster	244.50

12. WATER SALES DIVISION—COLLECTIONS

22	1	B222	General Clerk	173
23	1	B222	General Clerk	180
24	15	B222	General Clerk	175
25	1	B222	General Clerk	172
26	9	B222	General Clerk	170
26.1	1	B222	General Clerk	170.50
26.2	2	B222	General Clerk	163
26.3	1	B222	General Clerk	160
27	2	B222	General Clerk	155
28	1	B228	Senior Clerk	200
29	1	B234	Head Clerk	250
30	1	B408	General Clerk-Stenographer	175
31	1	B408	General Clerk-Stenographer	155
32	1	B512	General Clerk-Typist	170
33	1	U52	Supervisor of Collections.....	300

13. DOCKS AND SHIPPING

34	1	B222	General Clerk	175
35	1	U51	Supervisor Docks and Shipping.....	275
36	1	U125	Hoseman, Ships and Docks.....	182
37	1	U125	Hoseman, Ships and Docks.....	170

14. CITY DISTRIBUTION DIVISION—GENERAL

38	1	B228	Senior Clerk	195
39	1	B356	Senior Storekeeper	275
40	1	B408	General Clerk-Stenographer	172
41	1	B512	General Clerk-Typist	170.50
42	1	B512	General Clerk-Typist	175
43	1	F252	Junior Civil Engineering Draftsman.....	160
43.1	1	F401	Junior Hydraulic Engineer.....	233
43.2	1	F401	Junior Hydraulic Engineer.....	175
44	1	O58	Gardener	155
44.1	4	O58	Gardener	135
45	2	O58	Gardener	150
45.1	1	O60	Head Gardener	169.50
46	4	U130	Reservoir Keeper	165
49	1	U142	Assistant Superintendent	350
50	1	U144	Superintendent	500

15. PUMPS

51	1	J4	Laborer	194
52	7	O166	Fireman of Stationary Steam Engines.....	210
54	4	O168	Engineer of Stationary Steam Engines.....	258
55	1	O172	Chief Engineer of Stationary Steam Engines	275

16. PUMPS—PENINSULA DIVISION

57	2	O166	Fireman of Stationary Steam Engines.....	210
58	1	U214	Pump Operator	175
59	4	U214	Pump Operator (relief).....	175
61	1	U215	Head Pump Operator.....	200

Approved as to classification by the Civil Service Commission. .

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Authorizing Leasing of Crystal Springs Golf Course Property on a Month to Month Basis.

(Series of 1939)

Bill No. 1906, Ordinance No. 1824, as follows:

Authorizing leasing of Crystal Springs Golf Course property on a month to month basis.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Pursuant to Section 93 of the Charter of the City and County of San Francisco and in accordance with the recommendation of the Public Utilities Commission, the Director of Property is hereby authorized and directed to arrange for leasing on a month to month basis that certain 172.5-acre tract of San Francisco Water Department land, with improvements thereon, situated in the County of San Mateo, State of California, commonly known as the Crystal Springs Golf Course. Said property is located on the Skyline Boulevard, approximately two miles west of Burlingame.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Reappropriation of \$8,302.50 From Department of Public Health for Compensations of Employees.

(Series of 1939)

Bill No. 1908, Ordinance No. 1825, as follows:

Reappropriating the sum of \$8,302.50 from the existing surplus in Department of Public Health appropriations to the credit of other Department of Public Health appropriations to provide funds to compensate employees from appropriations in accordance with their assignments and transfer, effective October 1, 1942.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$8,302.50 is hereby reappropriated and set aside out of the following appropriations in amounts indicated:

Appropriation No. 250.110.05.....	\$1,512.00
253.110.02.....	1,075.50
253.110.04.....	1,692.00
254.110.00.....	3,123.00
255.110.00.....	900.00
	<hr/> \$8,302.50

to the credit of

Appropriation No. 250.110.05.....	\$1,395.00
253.110.02.....	900.00
253.110.04.....	1,728.00
254.110.00.....	3,204.00
255.110.00.....	1,075.50
	<hr/> \$8,302.50

to provide compensation for Department of Public Health employees in accordance with their assignments and transfer as follows:

- 1 P2 Emergency Hospital Steward at \$188—3 years' seniority—
from San Francisco Hospital to Emergency Hospital.
- 1 P2 Emergency Hospital Steward at \$192—4 years' seniority—
from Emergency Hospital to San Francisco Hospital.
- 1 B408 General Clerk-Stenographer at \$168—11 years' seniority—
from Central Office, Bureau of Communicable Diseases, to
Emergency Hospital.
- 1 B408 General Clerk-Stenographer at \$155—without seniority—
from Emergency Hospital to Central Office, Bureau of Com-
municable Diseases.
- 1 P102 Registered Nurse at \$154.50—5 years' seniority—from San
Francisco Hospital to Hassler Health Home.
- 1 P102 Registered Nurse at \$135—without seniority—from Hassler
Health Home to San Francisco Hospital.

Section 2. The following positions, at rates indicated, are hereby created in the following Department of Public Health bureaus and institutions for the period October 1, 1942, to June 30, 1943:

Bureau of Communicable Diseases.

- 1 B408 General Clerk-Stenographer at \$155.

San Francisco Hospital.

- 1 P102 Registered Nurse at \$135 (less room, laundry, meals).
- 1 P2 Emergency Hospital Steward at \$192.

Emergency Hospital.

- 1 P2 Emergency Hospital Steward at \$188.
- 1 B408 General Clerk-Stenographer at \$168.

Hassler Health Home.

- 1 P102 Registered Nurse at \$154.50 (less room, laundry, meals).

and the following positions are hereby eliminated in the following Department of Public Health bureaus and institutions, for the period October 1, 1942, to June 30, 1943:

Bureau of Communicable Diseases.

- 1 B408 General Clerk-Stenographer at \$168.

San Francisco Hospital.

- 1 P2 Emergency Hospital Steward at \$188.
- 1 P102 Registered Nurse at \$154.50 (less room, laundry, meals).

Emergency Hospital.

- 1 P2 Emergency Hospital Steward at \$192.
- 1 B408 General Clerk-Stenographer at \$155.

Hassler Health Home.

1 P102 Registered Nurse at \$135.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Appropriating \$710 From Appropriation No. 224.800.01 for Purchase of Kitchen and Office Equipment, Log Cabin Ranch (Juvenile Detention Home).

(Series of 1939)

Bill No. 1915, Ordinance No. 1826, as follows:

Appropriating the sum of \$710 from the surplus existing in Appropriation No. 224.800.01, to the credit of Appropriation No. 233.400.24-1, to provide funds for the purchase of necessary kitchen and office equipment at the Log Cabin Ranch (Juvenile Detention Home).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$710 is hereby appropriated from the surplus existing in Appropriation No. 224.800.01, to the credit of Appropriation No. 233.400.24-1, to provide funds for the purchase of the following equipment necessary for the operation of the Log Cabin Ranch (Juvenile Detention Home):

Miscellaneous kitchen equipment.....	\$603
Two 4-drawer wooden filing cabinets.....	107
	<hr/>
	\$710

Recommended by the Chief Probation Officer.

Approved by the Judge of the Superior Court, Juvenile Department.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Amending Definition of Vaudeville and Providing a Per Diem License Fee.

(Series of 1939)

Bill No. 1916, Ordinance No. 1827, as follows:

Amending Section 159, Article 2, Part III, of the San Francisco Municipal Code, providing for a license fee for vaudeville houses, by amending the definition of a vaudeville performance to include moving pictures; providing an optional license fee of Ten (\$10.00) Dollars a day in lieu of the quarterly license fee; and providing for the clarification of seating capacity.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 159, Article 2, Part III, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 159. **Vaudeville Houses.** Every person, firm or corporation maintaining, conducting or operating any public place where vaudeville performances are given shall pay a license fee of Ten (\$10.00) Dollars a day or a quarterly license fee based on the seating capacity of the place at which said performance is given and the maximum admission charge, as follows:

Seating Not Over	Maximum Admission Charge Not Over			Maximum Admission Charge
	10c	20c	30c	31c or Over
500	\$25.00	\$37.50	\$ 62.50	\$125.00
1000	37.50	56.25	93.75	187.50
1500	50.00	75.00	125.00	250.00
1501 or over	62.50	93.75	156.25	300.00

A vaudeville performance for the purpose of this section shall be deemed to be any public performance for which an admission fee is charged, and which consists of a combination of vocal, instrumental and physical acts or numbers, with or without motion pictures being exhibited in conjunction therewith.

(a) *United States Tax Not Included.* Whenever in this Article a maximum charge shall be specified for admittance to places of amusement, any United States tax or penalty shall not be included as a part of such charge.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department.

(Series of 1939)

Resolution No. 2948, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department, containing the names and amounts to be paid as increases in Old Age Security Aid and Aid to Needy Blind, for the month of October, 1942, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit the approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

**Approval of Recommendations, Public Welfare Department, for
Month of November, 1942.**

(Series of 1939)

Resolution No. 2949, as follows:

Resolved, That the recommendations of the Public Welfare Department, containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, for the month of November, 1942, including increases, decreases, discontinuances and other transactions, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 2950, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905, Duplicate Tax Fund.

- | | |
|--|---------|
| 1. Mrs. Fern Erlendson, Lots 40/41, Block 7069, second installment, fiscal year 1940-41..... | \$ 4.73 |
| 2. Home Owners' Loan Corp., Lot 33, Block 1048, second installment, fiscal year 1941-42..... | 41.25 |
| 3. Home Owners' Loan Corp., Lot 26, Block 2394, second installment, fiscal year 1941-42..... | 44.42 |
| 4. Home Owners' Loan Corp., Lot 12, Block 3134, second installment, fiscal year 1941-42..... | 56.42 |
| 5. Home Owners' Loan Corp., Lot 33, Block 3211, first installment, fiscal year 1941-42..... | 29.28 |
| 6. Home Owners' Loan Corp., Lot 26, Block 5890, second installment, fiscal year 1941-42..... | 6.17 |
| 7. Home Owners' Loan Corp., Lots 24-25, Block 6709, second installment, fiscal year 1941-42..... | 58.46 |
| 8. Home Owners' Loan Corp., Lot 31, Block 6965-A, second installment, fiscal year 1941-42..... | 12.95 |

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

**Refund of Duplicate Payment of \$28.35 Taxes to Northern Counties
Title Insurance Company.**

(Series of 1939)

Resolution No. 2951, as follows:

Resolved, That \$28.35 be and it is hereby authorized to be paid to Northern Counties Title Insurance Company from Duplicate Tax Fund (Appropriation No. 905), being refund of duplicate payment of second installment of 1941-42 taxes on Lot 4-B, Block 6355.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Cancellation of Taxes—City Property on Third Street.

(Series of 1939)

Resolution No. 2952, as follows:

Whereas, on July 20, 1942, this Board adopted Resolution No. 2773 (Series of 1939), authorizing the City and County of San Francisco, a municipal corporation, to purchase certain portions of Assessor's Blocks 5202 and 5211, San Francisco, from the Acme Lumber Company, required for the widening of Third Street; and

Whereas, by deed dated September 4, 1942, and recorded September 29, 1942, said land was acquired by the City and County of San Francisco; and

Whereas, Resolution No. 2773 (Series of 1939) provides that this Board will authorize cancellation of the delinquent taxes and penalties against said property; now, therefore, be it

Resolved, In accordance with the consent of the City Attorney and pursuant to Section 4986 of the Revenue and Taxation Code of the State of California, that the Controller in his capacity as County Auditor, be and is hereby authorized and directed to cancel the 1942-1943 taxes and all taxes, assessments, penalties, costs and sales, which may be a lien on said portions of Assessor's Blocks 5202 and 5211, acquired by the City and County of San Francisco by said deed dated September 4, 1942.

Recommended by the Director of Public Works.

Recommended by the City Engineer.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Authorizing Director of Property to Sell Wooden Ramp at Southeast Corner of Jefferson and Jones Streets.

(Series of 1939)

Resolution No. 2953, as follows:

Resolved, That the Director of Property be and is hereby authorized and directed to sell at public auction the wooden ramp located on the city owned property at the southeast corner of Jefferson Street and Jones Street, San Francisco, California.

The terms of sale shall be cash upon delivery of bill of sale, to be executed by the Director of Property, subject to such conditions as he may determine are necessary.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Controller Requested to Appropriate \$250 for Use of California Association of Public Lands.

(Series of 1939)

Resolution No. 2954, as follows:

Whereas, the tax burden of the counties in which the Federal Government holds large areas of lands in National Forests, Indian Reservations, Grazing Areas, National Parks, National Monuments, Wild Life Reserves, and other Federally owned lands, bids fair to raise present land owners' taxes to such an extent as to force many counties out of existence as political subdivisions of the State of California; and

Whereas, in addition to the lands above mentioned, acquisition programs are going forward to the end that additional large areas of lands will soon be removed from the tax rolls; and

Whereas, as each acre of land is taken, the private owners must pay greater taxes in order to meet the costs of local government; and

Whereas, such a situation is detrimental to the State of California and to each of the counties thereof; and

Whereas, in order to meet the situation there has been formed in the State of California an association designated as the California Association of Public Lands, the treasury of which disburses appropriations received from the various counties in presenting and prosecuting legislation in the Congress of the United States designed to bring about a payment each year to the counties, of a sum, in lieu of taxes, sufficient to relieve the taxpayers of this burden; and

Whereas, San Francisco's contribution to this endeavor for this year is fixed at \$250; now, therefore, be it

Resolved, That the Clerk of this Board be and is hereby authorized and directed to request the Controller to make available from Appropriation No. 201.298.00, "Legislative Expense," the sum of \$250, payable to the County Supervisors' Association of California, for the use of the California Association of Public Land Counties in the purposes outlined above as authorized by Act 4276 of the General Laws as amended.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Authorizing Lease of Space in Building at 1663 Mission Street for Defense Training School.

(Series of 1939)

Resolution No. 2955, as follows:

Resolved, in accordance with the recommendation of the Board of Education, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, a municipal corporation, as co-lessee with the San Francisco Unified School District, be and are hereby authorized and directed to enter into a lease with Speyer & Schwartz, Inc., a corporation, as lessor of the ground floor, the third floor, the fifth floor, the mezzanine and one-half of the basement in that certain building located at 1663 Mission Street, San Francisco, California, for a Defense Training School, for a period of one year, beginning October 20, 1942, at a rental of \$750 per month, payable from such funds as may be appropriated for said purpose.

The lessee shall have the right to renew said lease for an additional period of one year at the same monthly rental.

The form of lease shall be approved by the City Attorney.

The above mentioned lease shall supersede those certain leases between said parties dated May 6, 1941; July 1, 1941, and October 20, 1941, respectively.

Recommended by the Real Estate Department.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Passed for Second Reading.

Appropriation of \$20,000 From Water Department Land Purchase Fund, Land Required for San Andreas Outlet No. 3, San Mateo County.

(Series of 1939)

Bill No. 1922, Ordinance No., as follows:

Appropriating the sum of \$20,000 from the Water Department Land Purchase Fund to the credit of Appropriation No. 90-600-66, to provide for the purchase of land required for the San Andreas Outlet No. 3, San Mateo County.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$20,000 is hereby appropriated from the Water Department Land Purchase Fund to the credit of Appropriation No. 90-600-66, to provide for the purchase of land required for the San Andreas Outlet No. 3, San Mateo County.

Approved by the Public Utilities Commission; Manager of Utilities.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Providing for the Bonding of Personnel Director and Secretary, Civil Service Commission.

(Series of 1939)

Bill No. 1923, Ordinance No., as follows:

Amending Section 1 of Bill No. 1281, Ordinance No. 1242, "providing for the bonding of the Recorder, Coroner, City Engineer (County Surveyor), and Superintendent of Schools of the City and County of San Francisco for the faithful performance of their duties; and providing for the repeal of the provisions of conflicting ordinances," by providing for the bonding of an additional official, namely, the Personnel Director and Secretary of the Civil Service Commission.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Bill No. 1281, Ordinance No. 1242, enacted by the Board of Supervisors June 30, 1941, is hereby amended to read as follows:

"Section 1. The Recorder, Coroner, City Engineer (County Surveyor), Superintendent of Schools of the City and County of San Francisco and the Personnel Director and Secretary of

the Civil Service Commission shall give bond to the State of California and to the City and County of San Francisco for the faithful performance of their duties in the following amounts:

Recorder	\$10,000
Coroner	10,000
City Engineer (County Surveyor).....	10,000
Superintendent of Schools.....	5,000
Personnel Director and Secretary, Civil Service Commission	50,000"

Recommended by the Civil Service Commission.

Recommended by the Purchaser of Supplies.

Recommended by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Authorizing the City Attorney to File a Disclaimer in Actions Brought by the United States of America in Which the City and County of San Francisco Has No Interest.

(Series of 1939)

Bill No. 1924, Ordinance No., as follows:

Authorizing the City Attorney to file a disclaimer in actions brought by the United States of America in which the City and County of San Francisco has no interest.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney is hereby authorized, empowered and directed to file a disclaimer in eminent domain proceedings brought by the United States of America in actions involving parcels of land in which the City and County of San Francisco claims no right, title or interest.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Providing the Procedure to Be Followed by the Board of Supervisors in Adopting the Annual Budget and Related Ordinances, and Providing for Financial Planning in Connection Therewith.

(Series of 1939)

Bill No. 1925, Ordinance No., as follows:

Providing the procedure to be followed by the Board of Supervisors in adopting the Annual Budget and related ordinances, and providing for financial planning in connection therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. *Introduction and Publication*—The proposed budget and appropriation ordinance, for all departments and offices for each ensuing fiscal year, shall, upon transmission to the Board of Supervisors by the Mayor (as provided in Section 72 of the Charter), be deemed to have been regularly introduced and shall be published as required by law.

Section 2. *Reference to Finance Committee and Date of Reporting*—The proposed budget and appropriation ordinance, the detailed estimate of revenues, the Mayor's message, and any accompanying budget submissions shall, upon receipt by the Clerk of the Board of Supervisors, be transmitted by him directly to the Finance, Revenue and Taxation Committee of the Board of Supervisors.

The Finance Committee shall return the proposed budget and appropriation ordinance to the Board of Supervisors with its report thereon not later than the 15th day of May.

Section. 3. *Supplemental Budget Requests*—The Board of Supervisors shall not consider any requests to increase any amount or add any new item for personal services or materials, supplies or contractual services for any department or office in the proposed budget unless such requests are received by the Board prior to the 15th day of May.

Section 4. The Board of Supervisors shall:

a. *Public Hearings*

Fix the date or dates (not less than five days after publication, and not later than the 10th day of May) for public hearings on the proposed budget and appropriation ordinance;

b. *Consideration of the Budget*

Not later than the 15th day of May, meet for its consideration of the proposed budget and appropriation ordinance;

c. *Adoption of the Budget*

Not later than the 21st day of May, adopt the proposed budget;

d. *Pass for Second Reading—Annual Appropriation Ordinance and Annual Salary Ordinance*

On the 26th day of May, or if said day is a holiday, then on the prior legal day, and not before, pass for second reading, the annual appropriation ordinance and the annual salary ordinance;

e. *Finally Pass Annual Appropriation Ordinance*

On the first day of June, finally pass the annual appropriation ordinance;

f. *Finally Pass Annual Salary Ordinance*

Finally pass the annual salary ordinance in the manner required by law.

Section 5. *Financial Planning*—It shall be the duty of the Finance, Revenue and Taxation Committee of the Board of Supervisors, at all times, to keep informed of the budget requirements of the several offices and departments for the purpose of developing financial plans or programs to be recommended to the Board of Supervisors to be put into effect for the benefit of the City and County of San Francisco. For the purpose of assisting the Finance Committee in carrying out the intent of this section, it shall have power, pursuant to the provisions of Section 21, for and on behalf of the Board of Supervisors to inquire and secure from the several departments and offices such reports and information as may be necessary to assist them in this purpose in strict conformance with all of the provisions of Sections 21 and 22 of the Charter.

October 19, 1942—*Referred to Finance Committee.*

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Reappropriating \$760 Out of Surplus Existing in Public Library Funds to Provide for Compensation of Two Janitresses, Period November 1, 1942, to June 30, 1943; Creating Positions of 2 C102 Janitresses; and Eliminating Position of 1 C102 Janitress in Public Library.

(Series of 1939)

Bill No. 1926, Ordinance No., as follows:

Reappropriating the sum of \$760 out of the surplus existing in Appropriation No. 214-110-00 to the credit of Appropriation No. 214-110-00 to provide for the compensation of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month for the period November 1, 1942, to June 30, 1943.

Creating the positions of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month and eliminating the position of 1 C102 Janitress at \$95 per month in the Public Library.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That the sum of \$760 is hereby reappropriated out of the surplus existing in Appropriation No. 214-110-00 to the credit of Appropriation No. 214-110-00 to provide for the compensation of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month for the period November 1, 1942, to June 30, 1943.

Section 2. The positions of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month are hereby created and the position of 1 C102 Janitress at \$95 per month is hereby eliminated in the Public Library.

Recommended by the City Librarian.

Approved by the Library Commission.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Amending Salary Ordinance, Public Library, as to Janitors and Janitresses.

(Series of 1939)

Bill No. 1927, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 17, PUBLIC LIBRARY, by deleting item 14 1 C102 Janitress (part time) at \$95; by increasing the number of positions under item 15 from 11 to 12 Janitor or Janitress (part time) at \$65; and by increasing the number of positions under item 16 from 7 to 8 Janitor or Janitress (part time) at \$30 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 17, is hereby amended to read as follows:

Section 17. PUBLIC LIBRARY

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		City Librarian	\$ 460
2	1	A154	Carpenter, \$11.50 per day 4 mos., \$12 per day 8 mos.	
3	1	B72	Secretary, Library Commission	317
4	11	B210	Office Assistant	106
5	2	B222	General Clerk	168
7	1	B423	Assistant to City Librarian	200
8	1	B512	General Clerk-Typist	175
9	1	B516	Senior Clerk-Typist	200
10	1	C52	Elevator Operator	155
11	1	C52	Elevator Operator (part time)	65
12	1	C101	Dressing Room Maid (part time)	75
13	1	C102	Janitress	137
15	12		Janitress or Janitor (part time)	65
16	8		Janitress or Janitor (part time)	30
17	1	C104	Janitor (part time)	125
17.1	4	C104	Janitor	145
17.2	1	C107	Working Foreman Janitor	165
18	1	C152	Watchman	145
19	1	C152	Watchman	155
20	1	J 54	Book Repairer	123
21	4	J 54	Book Repairer	130
22	1	J 56	Sub-Foreman Book Repairer	140
23	1	O1	Chauffeur	186
24	1	O168	Engineer of Stationary Steam Engines.....	258
25	1	X12	Chief Branch Librarian	200
26	1	X14	Chief Circulation Librarian	200
27	4	X20	Head Librarian	195
28	3	X20	Head Librarian	175
29	3	X20	Head Librarian	180
30	5	X20	Head Librarian	185
31	1	X22	Head Catalog Librarian	225
32	1	X24	Head Order Librarian	195
33	1	X26	Head Music Librarian	195
34	1	X28	Head Periodical Librarian	195
35	1	X30	Head Children's Librarian	195
36	1	X32	Head Reference Librarian	250
37	3	X40	Senior Librarian	145
38	2	X40	Senior Librarian	150
39	6	X40	Senior Librarian	160
40	16	X40	Senior Librarian	170
41	2	X40	Senior Librarian	180
43	3	X42	Librarian	130
44	7	X42	Librarian	140
45	6	X42	Librarian	150
46	1	X42	Librarian	160
47	4	X42	Librarian	170
48	1		Station Keeper	50
49	4		Station Keeper	15

TEMPORARY SERVICES

50	X42	Librarian (as needed) 50c per hour
51		Library Page (part time) 35c per hour....

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Amending Salary Ordinance as to Janitors, Board of Education.

(Series of 1939)

Bill No. 1928, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 83, BOARD OF EDUCATION, by deleting item 45 1 C104 Janitor (part time) at \$16, and by increasing the number of positions under item 46 from 1 to 2 C104 Janitors (part time) at \$25 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 83, is hereby amended to read as follows:

Section 83. **BOARD OF EDUCATION—**
NON-CERTIFICATED EMPLOYEES

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months..... 8 months.....	291 303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190

36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
46	2	C104	Janitor (part time).....	25
47	34	C105	Special Janitor	162.50
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205
64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75			Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.	
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*One position subject to classification by the Civil Service Commission.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Final Passage.**Creating Civilian War Council and Abolishing Civilian Defense Committee; an Emergency Ordinance.****(Series of 1939)**

Bill No. 1929, Ordinance No. 1830, as follows:

Creating the Civilian War Council and providing for citizens' protection and participation in essential war services; repealing Ordinance No. 1448 (Series of 1939); an emergency ordinance.

Whereas, a state of war exists between certain foreign powers, commonly known as the "Axis Powers," and the United States, and by reason of said war a condition of emergency exists, the nature of said emergency being that the City and County of San Francisco and the territory adjacent thereto are within a so-called combat zone and are at all times in danger of attack by said Axis Powers. By reason of said danger it is necessary that the civilian efforts to protect the people of the city against sabotage and damage be coordinated and centralized, to the end that all of the municipal, semi-municipal and other agencies work to the common end to protect the lives and property of the citizens of the city, aid in the defense of this country and the successful prosecution of the war, maintain the morale of the people and, so far as possible, alleviate the hardships which necessarily will fall upon them during the emergency.

Now, therefore, be it ordained by the people of the City and County of San Francisco, as follows:

Section 1. Civilian War Council. There is hereby created a San Francisco Civilian War Council.

(a) **Membership.** Said War Council shall consist of thirteen members as follows: The Mayor; President of the Board of Supervisors; Chief Administrative Officer; Controller; Chairman of the Civilian Protection Planning Committee; Chairman, Civilian War Services Committee; seven additional members appointed by the Mayor from the citizens of San Francisco.

The Mayor shall be the president and executive head of said War Council and the president of the Board of Supervisors shall be the vice-president thereof. In the absence of the president, the vice-president shall serve in his place. The War Council shall appoint a secretary, who need not be a member thereof. The members of the War Council other than ex-officio members, the chairman of the Civilian Protection Planning Committee and the chairman of the Civilian War Services Committee, shall serve on this Council at the pleasure of its president.

(b) **Powers and Duties.** The War Council shall have power and it is hereby authorized to prepare and adopt plans, amend existing plans and to coordinate all programs relating to community and civilian war effort, and to recommend to the Mayor all related expenditures. It shall see that all essential war programs are developed and carried out in a unified and balanced community plan. In the carrying out of these general purposes, it shall:

(1) Consider, adopt and amend existing plans for coordinating the activities of governmental and private agencies, and of individuals, cooperating in the protective efforts and war services; stimulate public interest and participate in defense and war service activities; consider and recommend to appropriate governmental authorities plans for the public safety, health and welfare; plan a

major disaster program capable of functioning in a defense emergency; and perform such other functions as may be requested of it by officials of said city and county, state and federal agencies engaged in the protective efforts and war services.

(2) Receive, acknowledge and appraise proffers of facilities, services and ideas originating within the community and make appropriate disposition of same; clear information concerning defense programs and objectives among cooperating agencies; recommend adjustments or arrangements necessary for prompt assimilation of government programs for protection to the appropriate officers, departments or agencies; receive requests for assistance from the State Council of Defense and from federal defense authorities and transmit these requests to the proper city and county authorities and agencies.

(3) Provide for full cooperation with the duly constituted local, state and federal authorities to prevent sabotage, espionage and other unlawful acts which may tend to hinder, delay or interfere with the preparation of the United States, the State of California, or the City and County of San Francisco for all war activities.

(4) Cooperate with, and provide for assistance to, adjoining and neighboring counties in all war activities and in any disaster which may occur, when requested to do so by any regional, district or local council for protection or defense, insofar as authorized so to do by law or by contract executed pursuant to the provisions of an act entitled "An act providing for the joint exercise of powers by counties, by municipalities and counties," approved May 20, 1921, or by other law or act now existing or hereafter enacted;

(5) Engage in such other activities and in such other things as may be necessary to afford aid and comfort to the people of the City and County of San Francisco during the existing emergency and to maintain their morale during said emergency and also to do such other and further things as may aid or assist the government of the United States in winning the existing war and obtaining the necessary materials and equipment so to do.

(6) Adopt rules governing its procedure and, from time to time, amend or repeal said rules; and provide for the doing of all things necessary to carry out the purposes of said War Council as well as for the manner in which the same shall be done.

(7) Create, by resolution, such special committees other than those herein created as it deems necessary to conduct and carry on its work, and define the duties of each of said committees; all of which shall be within the purposes of this ordinance, and at its will abolish such committees as it deems unnecessary. The chairman and members of each committee shall be designated by the president of the War Council and shall serve at his pleasure. The membership of said committees, including the chairman, need not be members of said War Council.

(c) **Director of Civilian Defense and Assistants.** The President of the Civilian War Council may employ a Director of Civilian Defense who shall have suitable training and experience for such work. It shall be his duty to coordinate the civilian defense and war service activities, and all other War

Council activities connected with the present emergency, subject to the general direction of the Mayor. In the performance of this work, said Director of Civilian Defense shall be subordinate only to the Mayor. He shall work in close cooperation with the War Council and with the heads of the several departments of the municipal government. He shall maintain close contacts with the federal, state and local authorities. The President of said Civilian War Council may also appoint such additional staff assistants as may be deemed necessary.

The President of said Civilian War Council may also employ two Assistant Directors of Civilian Defense, who need not be members of the War Council, and whose duties shall be to aid the Director in carrying out the protective work and war services. They shall be responsible, under the Director of Civilian Defense, for coordination of the activities of the War Council; keeping its records; conducting its correspondence and performing such other duties as the Director of Civilian Defense shall, from time to time, require of them. They shall be experts in Civilian Defense or war service work.

The Director of Civilian Defense and each of the Assistant Directors of Civilian Defense shall hold their respective offices at the pleasure of the President of the War Council.

(d) **Civilian Defense Volunteer Office.** The War Council shall establish, under the Director of Civilian Defense, a Volunteer Office, the duties of which shall be:

(1) To recruit men and women volunteers and to maintain related records for protective and war services.

(2) Such other duties as may be assigned to it by the Civilian War Council.

Section 2. Civilian Protection Planning Committee. There is hereby created a Civilian Protection Planning Committee, as follows:

(a) **Membership.** The Committee shall consist of fifteen members to be appointed by the President of the War Council and to serve at his pleasure. The President of the War Council shall designate the chairman.

(b) **Powers and Duties.** It shall be the duty and responsibility of this Committee to consider and recommend to the War Council plans for certain war effort and for the mobilization, organization, training and equipping of a protective force capable of rendering the most efficient service to the community in the existing emergency.

Section 3. Civilian War Services Committee. There is hereby created a Civilian War Services Committee, as follows:

(a) **Membership.** The Committee shall consist of such members as may be from time to time appointed by the President of the War Council. They shall serve at his pleasure. The membership shall include representatives of existing agencies and organizations which are concerned with civilian war services and activities. The number of members on the Committee shall be determined by the War Council.

(b) **Powers and Duties.** It shall be the duty and responsibility of this Committee to consider and recommend plans to the War Council for civilian war services and activities, other than protection, with which communities and individuals must be concerned as part of their contribution to the prosecution of the war. This may include rationing, salvage, public transportation, war savings, services to service men, recreation, consumer interests, nutrition, public health and medical care,

welfare and child care, housing, education, agriculture, labor supply and training and plant utilization, and all other civilian war services and activities.

Section 4. Civilian Volunteer Office Committee. There is hereby created a Civilian Volunteer Office Committee as follows:

(a) **Membership.** The Committee shall consist of fifteen members to be appointed by the President of the War Council and to serve at his pleasure. The President of the War Council shall designate the chairman.

(b) **Powers and Duties.** It shall be the duty and responsibility of this Committee to consider and recommend to the War Council plans for the recruiting and placement of men and women volunteers for protective and war services.

Section 5. Citizens' Defense Corps. Officers and employees of this City and County, together with those volunteer forces enrolled to aid them, who have, or to whom may be assigned, the duty of preparing against the perils to civilian life and property that may be expected to result from an attack by the common enemy, and all those private groups, organizations and persons who may by agreement, or operation of law, be charged with or assume special duties incident to the civilian defense of this City and County, shall organize their forces, facilities and efforts to that end under the Citizens' Defense Corps Command, and so organized, the various component elements, both public and private, may be designated collectively as the Civilian Defense Corps.

(a) **Corps Command.** The Citizens' Defense Corps Command shall consist of the following:

(1) The Mayor as Commander.

(2) The Chief Administrative Officer as Vice-Commander.

(3) The Director of Civilian Defense.

(4) The Director of Operations.

(5) The respective chiefs of the several divisions of emergency service.

(6) Such liaison and other officers of the Corps, appointed pursuant to this ordinance, as may be especially directed by the Commander to serve upon the Command.

The Mayor of this City shall be the Commander of the Citizens' Defense Corps and he may exercise, in that position, all of his ordinary powers as Mayor of this City and all of the special powers delegated to him as the head of the Citizens' Defense Corps, whether by this ordinance or by any other lawful authority.

He shall, by executive order, oral or written, govern and direct the efforts of the Citizens' Defense Corps, its officers and members in the accomplishment of the purpose of this ordinance. The Commander of the Corps may represent the Corps in all dealings with the Federal, State and County authorities and with the officers of other municipalities, governmental agencies and instrumentalities, pertaining to civilian defense and other war activities.

The Director of Civilian Defense shall be the executive assistant to the Commander. He shall have and exercise, under the direction of the Commander, active supervision and control over the activities and efforts of the Citizens' Defense Corps. As such he shall:

(1) Act on behalf of the Commander in all matters within the purview of this ordinance which the Commander may delegate to him.

(2) Supervise arrangements for the enlistment of civilian aid, and negotiations and agreements looking

to cooperation between the Corps and the civilian protection organizations of other municipalities and jurisdictions. He may, with the approval of the Commander, arrange with other governmental agencies and branches for reciprocal aid and protection in emergency and represent the Corps in such matters.

(3) Have such other duties and responsibilities as the exigencies of existing situations and the proper functioning of the Defense Corps may require.

(b) Control Center and District Control Centers. The establishment of a Control Center, at a central and convenient place, is hereby approved, and the Commander may direct the establishment of such additional subordinate centers in the various districts of the City as may be necessary to carry out properly the emergency functions of the Corps.

(c) The Divisions of Emergency Service. The functions and duties of the Citizens' Defense Corps shall be distributed among the following divisions of emergency service, each division to be under the direction of a division chief, and to consist, respectively, of the particular forces, organizations, and services hereinafter indicated and such others as may later be officially included:

(1) Office of the Director of Civilian Defense: As assigned.

(2) Fire Service: Fire Department Personnel; Auxiliary Firemen; Fire Rescue Squads.

(3) Police Service: Police Department Personnel; Auxiliary Police; Bomb Squads; Evacuation.

(4) Wardens' Service (enrolled): Air Raid and other Wardens; Fire Watchers.

(5) Medical Service: Health Department Personnel; Medical and Hospital Units; Ambulance Units; Receiving Hospital Personnel; Coroner's Department; Decontamination (persons).

(6) Public Works Service: Repair Squads for streets and sewers; Clearance squads; Decontamination Squads for gassed areas.

(7) Utilities Service: Repair Services.

(8) The American Red Cross.

(9) Emergency Welfare Service.

(d) Additional Emergency Services. Whenever it shall appear that other specially trained volunteer groups or crews are needed to carry out properly the work of the Corps, the Commander may direct the inclusion thereof within the organization of emergency service. The Commander may redistribute the duties to be performed by the various services.

(e) Chiefs of Emergency Services and Their Duties. The chief of each Emergency Service shall be appointed by the Commander and shall hold such position at his pleasure. Their duties shall consist of such performances as are proper to fulfill the responsibilities of their respective offices.

(f) The American Red Cross. Officers of the American Red Cross, by agreement with the Commander, approved by the War Council, shall fix and announce its special functions and duties to be performed in the present emergency.

Subject to the terms of the above mentioned agreement, one or more officers of the American Red Cross, to be selected by that organization, shall be appointed by the Commander for service in this division.

(g) Director of Operations. The Commander shall ap-

point a Director of Operations who shall take charge and assume control, subject to the general direction of the Commander, of field operations of the Citizens' Defense Corps in the event of an actual or anticipated emergency.

(h) **Federal, State, or Private Aid.** The Commander, when authorized, shall accept on behalf of this City any equipment, supplies, materials, property, or money offered by the Federal or State governments, or from any other source, to enable this City to carry out any program, act or activity necessary to the proper functioning of civilian defense. The Commander, when authorized, shall execute such agreements or documents and shall agree to such reasonable terms and conditions as may be required by the Federal or State government for the grant, loan, lease, or for the use or possession of such equipment, supplies, materials, property or money.

(i) **The Property Officer.** The Commander shall appoint a Property Officer, who shall be the custodian of the special equipment and other property which may be loaned, turned over or assigned to the Corps from any source, or which may be obtained for the special use of the Corps. He is hereby authorized to act as the agent of this community to receive, from any agency of the Federal Government, the loan of any such equipment or property upon such conditions as may be prescribed by that agency. He shall keep account of property entrusted to his control according to the terms of its acceptance, or, when there are no terms, as the Commander may prescribe. He shall keep records of the receipt and distribution of such property, and he may issue the same only to persons entitled thereto under the rules of the Corps. He shall post a surety bond, in such amount as the Commander may designate, to assure the faithful performance of his duties, and the premium thereon shall be paid by the City.

(j) **The Training Plans Officer.** The Commander shall appoint a Training Plans Officer who shall supervise generally the training programs of the several respective divisions, and adapt them to the requirements and standards established by the War Council or the Federal Office of Civilian Defense.

(k) **Other Staff Officers.** The Commander may appoint such other staff officers, and assign to them such duties as the exigencies of the civilian defense may from time to time require.

(l) **Full Time Maintenance of Command.** A complete staff of the Citizens' Defense Corps Command shall be available for duty at all hours throughout the duration of the war.

Section 6. Citizens' Service Corps. Creation of a Citizens' Service Corps is hereby authorized. Its duties shall be to carry out all related programs and policies established by the War Council.

Section 7. Budgets. The budget estimates of proposed expenditures of the respective divisions of the Citizens' Defense Corps, the Citizens' Service Corps, and all committees created hereunder shall be prepared in accordance with the budget provisions of the Charter, but shall be first submitted to the War Council for its consideration and recommendations before being transmitted to the Controller, pursuant to provisions of Section 69 of the Charter.

Section 8. Appropriations Continued. Appropriations heretofore made to departments and offices for protective and war services and for all other Civilian Defense activities for the fiscal year 1942-43 are hereby continued for the purposes for which such appropriations were made, subject to the provisions of this ordinance.

Section 9. Cooperation of Officers and Employees. Every officer and employee of the City and County of San Francisco shall cooperate with and assist the War Council, the Citizens' Defense Corps, the Citizens' Service Corps, and all other committees, divisions and services authorized by this ordinance so as to enable the accomplishment of the objectives of this ordinance.

Section 10. Temporary Assignment of Employees. The Mayor, with the consent of the particular department head interested, and with the approval of the Chief Administrative Officer, Board or Commission, if responsible for said department, may assign any employee temporarily to assist with the performance of any of the services provided hereunder.

Section 11. Continuation of Powers Granted to Civilian Defense Council. The powers and duties, all and singular, heretofore conferred by law on the San Francisco Civilian Defense Council, with the exception of those powers and duties provided under the provisions of Ordinance No. 1448 (Series of 1939), are hereby conferred on, and continued in, the San Francisco Civilian War Council, unless otherwise specifically provided for by this ordinance.

Section 12. Ordinance 1448 Repealed. Ordinance No. 1448 (Series of 1939) is hereby repealed.

Section 13. Emergency. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of said emergency being as follows:

That a state of war now exists between the United States of America and several foreign powers and the City and County of San Francisco is in imminent danger at all times of being attacked by the common enemy and that it is necessary for the protection of the lives and property of the people of the City and County of San Francisco that this ordinance become effective at once to the end that the functions provided in said ordinance for the protection of the lives and property of the people of said City and County may be carried into effect.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Appropriation of \$5,817 From Unappropriated Reserve for Civilian Defense, Funds for San Francisco War Housing Center, October 20, 1942, to June 30, 1943; an Emergency Ordinance.

(Series of 1939)

Bill No. 1930, Ordinance No. 1828, as follows:

Appropriating the sum of \$5,817 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to provide funds to defray the expenses of the San Francisco War Housing Center for the period October 20, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$5,817 is hereby appropriated from Appropriation No. 202.000.79 to the credit of the following appropriations in the amounts indicated to defray the expenses of the San Francisco War Housing Center (Homes Use Section, National Housing Agency) for the period October 20, 1942, to June 30, 1943:

Appropriation No. 202.231.52, Heat, Light and Power...	\$1,100
Appropriation No. 202.232.52, Telephone and Telegraph.	1,467
Appropriation No. 202.234.52, Advertising	500
Appropriation No. 202.243.52, Rental Furniture and Equipment	500
Appropriation No. 202.371.52, Stationery	600
Appropriation No. 202.880.52, Rent	917
Appropriation No. 202.900.52, Services of Other Depts. (Janitorial Service) ...	733

Total\$5,817

Section 2. The Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective immediately; the nature of said emergency being that the operation of the San Francisco War Housing Center concerns the welfare of our citizens and is vitally necessary in order to provide housing facilities for workers in war industries who are residents of the City and County of San Francisco.

Recommended and approved by the Mayor, and the Executive Head, San Francisco Civilian Defense Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Adopted.

Authorizing Acquisition of Certain Land by Eminent Domain Proceedings Required for the Southerly Extension of Edgewood Avenue.

(Series of 1939)

Resolution No. 2956, as follows:

Resolved, That the public interest and necessity require the acquisition by the City and County of San Francisco, a municipal corporation, of the following described real property situated in the City and County of San Francisco, State of California:

"Beginning at the point of intersection of the westerly line of Edgewood Avenue, formerly Sunset Avenue, with the northwesterly boundary of the San Miguel Rancho, as shown on Map Book E and F at page 22, records of the City and County of San Francisco; thence at right angles easterly 30 feet to the southerly prolongation of the center line of Edgewood Avenue; thence at right angles northerly along said prolongation 34.35 feet to the above mentioned northwesterly boundary of San Miguel Rancho; thence deflecting 138° 52' to the left and running southwesterly on said boundary of San Miguel Rancho 45.60 feet to the westerly line of Edgewood Avenue and the point of beginning.

"Being a portion of Tract A in partition suit No. 96611, Department 16, July 25, 1919, and containing 515.25 square feet."

Be it Further Resolved, That said land is suitable, adaptable, necessary and required for the public use of said City and County of San Francisco, to-wit: for the southerly extension of Edgewood Avenue. It is necessary that a fee simple title be taken for such use. The City Attorney is hereby authorized and directed to commence proceedings in eminent domain against the owners of the said real property and

any and all interests therein or claims thereto for the condemnation thereof for the public use of the City and County of San Francisco as aforesaid.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Description approved by the City Engineer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Passed for Second Reading.

Regulating the Keeping of Small Animals, Poultry and Game.

(Series of 1939)

Bill No. 1896, Ordinance No., as follows:

Amending Section 37 of Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, pertaining to the keeping and feeding of small animals, poultry and game, by providing for the installation of approved ventilation, adequate light and ratproofing in commercial establishments; and providing for the gradual installation of equipment and material required under certain conditions.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 37, Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 37. Keeping and Feeding of Small Animals, Poultry and Game Birds. It shall be unlawful for any person, firm or corporation, without first obtaining a permit from the Department of Public Health so to do, to keep or feed, or cause to be kept or fed, or permit to be kept or fed, on premises over which any such person, firm or corporation may have control, the following: Live hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, within the first and second residential districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco.

(a) **Enclosures.** Provided, however, that when a permit has been issued for the maintenance of any of the above, the same must be kept and fed in coops or enclosures complying with the following requirements, to-wit:

(1) The floor of said coop or enclosure shall be of concrete not less than two (2) inches thick and covered either with a layer of cement not less than one-half ($\frac{1}{2}$) inch thick or asphalt not less than one (1) inch thick.

(2) The said coop or enclosure shall be entirely surrounded by a brick or concrete wall at least five (5) inches in thickness and one (1) foot high.

(3) The said coop or enclosure shall be entirely surrounded by a galvanized iron wire mesh fence, wall or sides extending at least six (6) feet above the ground, which mesh shall not be greater than one-half ($\frac{1}{2}$) inch in size.

(4) Provided, however, that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl shall be permitted between the hours of sunrise and sunset to run at large within the limits of the premises. Said coops or enclosure shall be kept closed during the time that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl are so running at large. The said premises to be safely fenced so that said animals and fowl cannot escape therefrom.

(b) Prohibitions. It shall be unlawful for any person, firm or corporation to keep or feed, or cause to be kept or fed, or permit to be kept or fed the following: Hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, game birds, parrots of any species or other fowl in movable or portable coops in premises which are not ratproof, unless the said coops are constructed with a metal bottom and metal sides extending to a height of at least one (1) foot, surmounted by a metal cage of one-half ($\frac{1}{2}$) inch wire mesh.

It shall be unlawful for any person, firm or corporation to engage in the business of keeping, feeding, or breeding any hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, dogs, cats, for commercial purposes, within the first and second residential districts as defined by existing law.

(c) Commercial Purposes. It is hereby declared to be unlawful to conduct for commercial purposes any establishment in which dogs, cats, hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, are kept and maintained in the Commercial District, Light Industrial District and Heavy Industrial District, as those districts are at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, without first obtaining from the Department of Public Health a permit so to do.

No permit shall be issued by the Department of Public Health to any person, firm or corporation, to keep or maintain for commercial purposes any of the above named fowl, animals or birds within the Commercial, Light Industrial or Heavy Industrial Districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, unless said person, firm or corporation has complied in full with the following requirements:

(1) It shall be unlawful to establish hereafter any place of business for the sale of the fowl, animals or birds specified above within twenty-five (25) feet of any door, window or other opening of any dwelling, apartment house or hotel if live fowl, animals or birds intended for sale are kept therein. It shall be unlawful to keep said live fowl, animals or birds in any basement, sub-basement or cellar in any place of business unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and is also adequately lighted, completely rat-proofed and complies fully with the sanitary requirements set forth in Section 440, Article 8, Chapter V of this code.

(2) It shall be the duty of the Director of Public Health and he is hereby expressly empowered to prescribe for the owners of existing establishments wherein such live fowl, animals or birds are kept for purposes of sale, such sanitary improvements as may appear to the Director of Public Health to be necessary and advisable and such systems and methods of ventilation of basements, sub-basements and cellars above referred to as may appear desirable for gradual installation during the present war emergency if the equipment and materials

therefor are available. It shall be unlawful after the present war emergency has terminated to keep any of the live fowl, animals or birds hereinabove specified in any basement, sub-basement or cellar unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and complies fully with the sanitary requirements of this code; provided, however, that the owners of said establishments shall have a reasonable period of time to be prescribed by the Director of Public Health following the termination of said war emergency to obtain necessary material and equipment to comply with this provision.

(3) The floors of all such premises must be constructed of water-proof material properly drained to the sewer.

(4) Said premises shall be ratproof, all openings properly fly-screened, and adequate provision must be made for the elimination of all odors.

(5) The walls and ceilings of all such premises must be of hard finished plaster, painted with two coats of lead and oil paint, light in color.

(6) In all premises where slaughtering of fowl, birds or animals is carried on in connection with the keeping of said fowl, birds or animals, the killing room must be entirely separate from that part of the premises occupied by the live fowl, animals or birds.

The floors of said slaughtering room must be of water-proof material, properly drained to the sewer. The walls and ceilings must be of hard finished plaster and painted with two coats of lead and oil paint, light in color. Refrigerating equipment must be installed for the reception of the dressed fowl, birds or animals, properly connected to the sewer. Toilet and lavatory facilities for the use of the employees engaged in the handling and slaughtering of such birds, animals or fowl must be installed in conformity with the provisions of the plumbing law.

(d) **Exceptions.** The terms and provisions of this section shall not apply to the keeping, liberation for exercise, or racing of homing or carrier pigeons which are not raised or kept for the market or for commercial purposes, and the lofts or pigeon houses wherein said homing or carrier pigeons are kept are elevated at least three (3) feet above the ground or other foundation upon post-legs or pillars completely surrounded or covered by smooth jointless galvanized sheet metal, and within not less than twenty (20) feet from the door or window of any building used for human habitation, and the entire floor, and sides for at least two (2) feet extending upwards from the bottom of the floor of said lofts or pigeon houses, are covered or protected by galvanized iron or its equivalent, concrete, or eighteen (18) gauge wire mesh of not more than one-half ($\frac{1}{2}$) inch and the interior of said lofts or pigeon houses, wherein such carrier or homing pigeons are kept, are registered by the owners thereof with the Department of Public Health of the City and County of San Francisco, and the said lofts or pigeon houses shall be inspected by the said Department of Public Health of the City and County of San Francisco at least once a year.

October 13, 1942—Consideration postponed until October 19, 1942.

October 19, 1942—Referred to Finance Committee.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Authorizing Execution of Agreement Between County of San Mateo and City and County of San Francisco for Proposed Widening of Geneva Avenue Between Schwerin Street and Bayshore Boulevard in San Mateo County, and Authorizing Supplemental Appropriation of \$10,000 From Special Road Improvement Fund for the Acquisition of Land Incident Thereto.

(Series of 1939)

Bill No. 1937, Ordinance No., as follows:

Authorizing the execution of an agreement between the County of San Mateo and the City and County of San Francisco for the proposed widening of Geneva Avenue between Schwerin Street and the Bayshore Boulevard in San Mateo County, and authorizing a supplemental appropriation ordinance in the amount of \$10,000 from the surplus in the Special Road Improvement Fund to the credit of Appropriation 248.926.00 necessary for the acquisition of land for the proposed widening of Geneva Avenue between Schwerin Street and the Bayshore Boulevard in San Mateo County.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Authorizing the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco to execute an agreement with the County of San Mateo for the widening of Geneva Avenue between Schwerin Street and Bayshore Boulevard in the County of San Mateo.

Section 2. Authorizing a supplemental appropriation ordinance of \$10,000 from the surplus in the Special Road Improvement Fund to the credit of Appropriation 248.926.00 necessary for land acquisition in connection with the proposed widening of Geneva Avenue between Schwerin Street and Bayshore Boulevard in San Mateo County.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Passed for Second Reading.

The following recommendation of Education, Parks and Recreation Committee were taken up:

Present: Supervisors Roncovieri, MacPhee.

Ratifying Lease Between the Board of Park Commissioners and Lee Dougan for the Leasing of Land Bounded on the North and West by Sloat Boulevard and Sunset Boulevard.

(Series of 1939)

Bill No. 1935, Ordinance No., as follows:

Ratifying lease between the Board of Park Commissioners and Lee Dougan for the leasing of land bounded on the north and west by Sloat Boulevard and Sunset Boulevard.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That that proposed lease bearing date of August 24, 1942, between the Board of Park Commissioners and Lee Dougan is hereby ratified and approved.

Section 2. That the terms of said lease provide for rental of that certain parcel of land under the control of the Board of Park Commissioners lying within a tract of land bounded on the north and west by Sloat Boulevard and Sunset Boulevard, as shown on Map No. 4011, entitled "Map Showing Property for Proposed Lease, Vicinity of Sloat Boulevard, Skyline Connection." The period of the lease shall be for one year, with an option to extend the same for an additional year, and the rental shall be at the rate of fifty dollars (\$50) per month. The lessee, Lee Dougan, shall be limited to the use of the premises as a golf practice range, and for no other purpose.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Absent: Supervisors Brown, Gallagher, Green, O'Gara—4.

Consideration Continued.

The following recommendation of Public Health and Welfare Committee was taken up:

Present: Supervisors Shannon, Roncovieri.

Abatement Proceedings—2107 Scott Street.

(Series of 1939)

Resolution No., as follows:

Resolved, That, in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 2107 Scott Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

October 19, 1942—Consideration postponed until October 26, 1942.

Privilege of the Floor.

Mr. Homer Thyle, Chief Housing Inspector, on being granted the privilege of the floor, read to the Board his report on the premises at 2107 Scott Street. His investigation was made after receipt of complaints from a number of citizens. However, he would not object to any extension of time the Board might desire to grant to the owner of the property to make certain improvements necessary before the actual commencement of abatement proceedings.

Supervisor Uhl, who had visited the premises under question during the preceding week, suggested that the owner of the property should be given an opportunity to make the necessary repairs to her property, if she so desired, and he moved that further consideration be postponed for ninety days. Motion seconded by Supervisor Meyer.

Supervisor Mead, seconded by Supervisor MacPhee, moved, as an amendment to the motion, that further consideration be postponed for six months.

Amendment accepted by Supervisor Uhl.

Thereupon, the roll was called and the motion to postpone further consideration for a period of six months was *carried* by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Colman—1.

Absent: Supervisor Brown—1.

Tabled.

The following from Joint Public Health and Welfare and Judiciary Committee, with recommendation "Do Not Pass," was taken up:

Mayor Requested to Redeclare Present War Emergency as It Affects Civilian Defense.

(Series of 1939)

Resolution No., as follows:

Whereas, following the declaration of war by the Congress of the United States of America on December 8, 1941, his Honor the Mayor of the City and County of San Francisco did declare, by proclamation, that a state of public emergency, threatening and endangering the lives, property and welfare of the citizens of the City and County, did exist by reason of such war; and

Whereas, the San Francisco Civilian Defense Council, organized by his Honor the Mayor, did immediately call upon the citizens of the City and County for additional volunteers to help protect the lives, property and welfare of said citizens, placed in jeopardy by the war in which the United States of America is now engaged; and

Whereas, the citizens of our City and County did respond wholeheartedly to such call for volunteers, and numerous branches of civilian defense were organized or expanded to meet the public emergency; now, therefore, be it

Resolved, That his Honor the Mayor consider the advisability of redeclaring and redefining the public emergency that now exists in the City and County of San Francisco by reason of the war in which the United States of America is engaged, and not inconsistent with military policy or regulations; and be it

Further Resolved, That his Honor the Mayor make known the complete plan for civilian defense, the delegation of authority, and the duties and responsibilities of individuals and groups administering the civilian defense program; and be it

Further Resolved, That his Honor the Mayor act in collaboration with the Board of Supervisors to suspend, for the duration of this public emergency, any provision of the Charter of the City and County of San Francisco, the San Francisco Municipal Code, or municipal ordinances that tend, in the judgment of his Honor the Mayor or the Board of Supervisors, to obstruct or interfere with prompt and efficient effort of the conduct of civilian defense, and to enact such legislation as will specifically provide proper, immediate and efficient procedure for civilian defense; and be it

Further Resolved, That this Board of Supervisors offers its services to his Honor the Mayor for the purpose of developing a detailed plan for civilian defense which will embrace all known situations, and that will function without duplication, controversy or hindrance.

October 19, 1942—Consideration postponed until October 26, 1942.

On motion by Supervisor Shannon, seconded by Supervisor MacPhee, the foregoing resolution was *tabled*.

Final Passage.

The following recommendation of Joint Public Health and Police Committee was taken up:

Present: Supervisors Shannon, Roncovieri, Gallagher, Uhl.

Providing for the Waiver of Health, Safety and Fire Regulations Pertaining to the Occupancy of Houses, Homes and Other Structures for Human Habitation During the Present War Emergency. An Emergency Ordinance.

(Series of 1939)

Bill No. 1936, Ordinance No. 1829, as follows:

Whereas, there are a large number of persons in the City and County of San Francisco engaged in necessary war work, who together with their respective families, and also the families of a large number of persons who are members of the armed forces of the United States are residing in said City and County; and

Whereas, with the present housing facilities available in said City and County it is impossible for said persons to obtain homes or habitations; and

Whereas, if the present building regulations are relaxed during the present emergency, homes and habitations can be obtained for said persons; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During the emergency existing by reason of the war between the Axis powers and the United States of America, the officials, commissions, bureaus and departments charged with the enforcing of building and housing regulations and the right of occupancy of buildings, houses and structures for human habitation may waive any ordinance, rule or regulation, in so far as the same applies to the use and occupancy of buildings and structures for human habitation, when in the judgment of said officer, board, bureau or commission the same is necessary in order to provide suitable habitations for persons within the City and County of San Francisco, who cannot otherwise obtain housing or habitations.

Section 2. No rule, law or regulation shall be waived, annulled, or set aside when such waiver or annulment of such rule, law or regulation would create a public or private nuisance or endanger the public health, safety or welfare of the people of the City and County of San Francisco.

Section 3. Before any rule, law or regulation regarding the use of any building for human habitation is waived, annulled or set aside, the owner, occupant, lessee or tenant thereof shall make an application to the proper department through the Central Permit Bureau, setting forth in detail the nature and character of the requested waiver of any rule, law or regulation and if the waiver includes the doing of any work or changes in the building or structure to be occupied for human habitation, said person shall file a general statement or plan showing the nature and character of said work to be done.

Section 4. All departments, boards, commissions and officers charged with the enforcement of all building, health and safety regulations are hereby authorized to make such rules for the regulation of any waiver provided for in this ordinance.

Section 5. When any waiver of any rule or regulation permitting any building or structure to be used for human habitation is granted the said waiver shall grant no permanent right to the owner, occupant or tenant of any building to continue to occupy or use said building or structure subject to said waiver beyond the termination of the present war emergency, or beyond the repeal of this ordinance and any right or privilege granted under the provisions of this ordinance shall

automatically expire at the end of said emergency or upon the repeal of this ordinance.

Section 6. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith; the nature of said emergency being that there is an acute shortage of human habitations and shelters for the people of the City and County of San Francisco and it is necessary that said ordinance shall become effective forthwith for the purpose of preserving the health and safety of the people of said City and County.

Approved as to form by the City Attorney.

Discussion.

Mr. Jack Smith, Chairman of the Housing Committee of the Building Trades Council, informed the Board that the Building Trades Council was opposed, at this time, to relaxing any of San Francisco's building laws.

Supervisor Mead, in reply to Mr. Smith, stated that although he was Vice-President of the Building Trades Council, he could not go along with the Council in this matter. There will be a great many things that will have to be done, under the present conditions, that the people may not like to do.

Communications from Rodney R. Beard, M. D., and from San Francisco Housing and Planning Association, addressed to Supervisor Colman, in opposition to the proposed legislation, were presented by Supervisor Colman and read by the Clerk.

Mr. William Wurster, representing San Francisco Housing and Planning Association, and himself, as a practicing architect, opposed the relaxing of regulations as proposed in the legislation under discussion.

Mr. Vining T. Fisher, representing the Down Town Association, informed the Board that the opposition of that association, based on proposal to use vacant down town stores for housing single men, was now withdrawn.

Supervisor Uhl pointed out that the federal representative who had appeared before the committee, desired certain things to be done which were entirely contrary to the state law. As a federal representative, he can make certain changes which could not be made otherwise.

Supervisor MacPhee favored the proposed legislation. San Francisco must provide habitation for the many war workers engaged here.

Supervisor Colman, in opposing the proposed legislation, announced that after careful consideration he had concluded that it would be too dangerous to pass the proposed legislation, and he would vote "No." However, if the federal authorities take any action, he would, of course, be in favor of it. While we must provide housing facilities, we must guard our people against any possible epidemic or conflagration that might result in a great catastrophe. After the Homes Registration Office is started, we will know definitely what is needed. No action should be taken now that will completely nullify all our laws. There is no necessity at this time to take this proposed action. He would vote "No."

Supervisor O'Gara announced that the legislation will freeze waivers into the law until the Supervisors repeal the ordinance or the war is over. The situation, he believed, would ease up and become stabilized, and there will be no necessity for having outsiders coming to San Francisco for war work. For that reason, he would move that the following language be added to Section 5. "Any such waiver may be

immediately revoked at any time by the department, board, commission or officer who granted such waiver, when in the absolute discretion of such department, board, commission or officer, (a) such waiver is no longer necessary, or (b) such waiver if continued would create a public or private nuisance or would endanger the public health, welfare and safety of the people of the City and County of San Francisco." Motion seconded by Supervisor MacPhee.

Amendment Approved.

Thereupon, the roll was called and the foregoing amendment was *approved* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, O'Gara, Roncovieri, Uhl—6.

Noes: Supervisors Colman, Green, Meyer, Shannon—4.

Absent: Supervisor Brown—1.

Supervisor Green, in discussing the entire matter, objected to the granting of any waiver of the present health, safety and fire regulations. He agreed with the statement by Supervisor Colman, and would vote "No."

Supervisor Shannon disagreed with statement by Supervisor Colman. Waivers cannot be granted at the discretion of any individual employee or official. Permits must be obtained from the Central Permit Bureau. Proper investigations will be made. However, the bars will be let down to a certain extent. The ordinance should be approved.

Supervisor MacPhee also disagreed with the views expressed by Supervisor Colman. The situation is very serious and there is great necessity for the proposed legislation.

Mr. Raymond W. Smith, representing the San Francisco Real Estate Board, favored the proposed legislation. He did not believe its passage would result in any terrible chaos, but would only allow a little more latitude to our Health Department, Fire Department, Department of Electricity, etc.

The Chief Administrative Officer expressed his desire to do whatever the majority of the citizens desire. There is a state Code, however, and he was fearful that this legislation might be in violation of that code, and he would not direct any of his department heads to violate any state laws. However, he would be perfectly willing to relaxation in the enforcement of our own laws if it does not violate the state law.

Privilege of the Floor.

Mr. Palmer, representing Mr. Weston, of the National Housing Agency, recommended the approval of the proposed legislation. There is a very serious shortage of housing facilities for war workers who are coming to San Francisco. Many men coming here leave their jobs and return to their former homes because they can find no housing facilities for their families. In answer to a direct question, he stated that he did not believe it would make a great deal of difference whether the Board passed the legislation or not, but the government would prefer to cooperate with the cities in every way, if at all possible. The National Housing Agency would prefer that the proposed legislation be passed.

Supervisor Colman agreed with statement just made that it makes little or no difference whether the Board approves this proposed legislation. If the federal government wants to do something, that is all right, and we will not have changed our laws. He would prefer to have the federal government go over the heads of the city government, than to let down all the bars of safety built up over a period of a great many years. If it were a question of changing our laws in a particular matter, he would not object, but it is proposed to abol-

ish every regulation of the City and County of San Francisco and to leave everything to the discretion of people in the jobs of inspectors. That would not be good government.

The City Attorney, in reply to questioning, pointed out that the proposed legislation is to meet an emergency. However, if the state desires to enforce the state housing laws, it can do so.

Supervisor Mead, in answer to objections by Supervisor Colman, called attention to members of the Board that much has been said concerning letting down the bars. On Monday, April 13, a provision for providing for waiver of certain building regulations due to the war emergency was approved by unanimous vote of the Board. In such an extreme emergency as now exists, San Francisco can well afford to let down the bars again, temporarily, in order to take care of people who cannot otherwise find places in which to live.

Supervisor Green, in reply to Supervisor Mead, asserted that the proposed legislation goes much deeper than that mentioned by Supervisor Mead. The proposed legislation has to do with waiver of health and fire regulations. With the influx of people into San Francisco, our regulations should be strengthened rather than lessened.

Supervisor O'Gara agreed with Supervisor Colman that some revisions should be made in our building laws, but until revision is made, we must face the facts as they are today. Opponents of this law are trying "to do business as usual," but at the same time they are telling us that they are for winning the war. When Supervisors Colman and Green bring in an amendment to the building ordinance, which will cover the present situation, he will vote for it. Until then, he will vote for this proposed legislation, because there is such a serious housing shortage that nothing short of this ordinance will correct the situation.

Supervisor Green again expressed his views, saying that rather than relax any of our building regulations, he would prefer to see people go to Oakland, Marin County, or anywhere else. "I propose," he continued, "that a committee of this Board of Supervisors be appointed immediately to confer with the federal authorities in respect to priorities, or any amendments or modifications of the building laws whereby we can, with proper regulations, house the influx of people coming into San Francisco."

Supervisor MacPhee pointed out that the committee had, for four weeks, been meeting with federal representatives on that very subject.

Mr. Wesley Peoples, in lengthy argument, urged the Board to approve the legislation under consideration.

Thereupon, the roll was called and the foregoing bill, amended to read as follows, was *refused final passage*, as an emergency measure, by the following vote:

**Providing for the Waiver of Health, Safety and Fire Regulations
Pertaining to the Occupancy of Houses, Homes and Other Structures
for Human Habitation During the Present War Emergency. An Emergency Ordinance.**

(Series of 1939)

Bill No. 1936, Ordinance 1829, as follows:

Whereas, there are a large number of persons in the City and County of San Francisco engaged in necessary war work, who together with their respective families, and also the families of a large number of persons who are members of the armed forces of the United States are residing in said City and County; and

Whereas, with the present housing facilities available in said City

and County it is impossible for said persons to obtain homes or habitations; and

Whereas, if the present building regulations are relaxed during the present emergency, homes and habitations can be obtained for said persons; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During the emergency existing by reason of the war between the Axis powers and the United States of America, the officials, commissions, bureaus and departments charged with the enforcing of building and housing regulations and the right of occupancy of buildings, houses and structures for human habitation may waive any ordinance, rule or regulation, in so far as the same applies to the use and occupancy of buildings and structures for human habitation, when in the judgment of said officer, board, bureau or commission the same is necessary in order to provide suitable habitations for persons within the City and County of San Francisco, who cannot otherwise obtain housing or habitations.

Section 2. No rule, law or regulation shall be waived, annulled, or set aside when such waiver or annulment of such rule, law or regulation would create a public or private nuisance or endanger the public health, safety or welfare of the people of the City and County of San Francisco.

Section 3. Before any rule, law or regulation regarding the use of any building for human habitation is waived, annulled or set aside, the owner, occupant, lessee or tenant thereof shall make an application to the proper department through the Central Permit Bureau, setting forth in detail the nature and character of the requested waiver of any rule, law or regulation and if the waiver includes the doing of any work or changes in the building or structure to be occupied for human habitation, said person shall file a general statement or plan showing the nature and character of said work to be done.

Section 4. All departments, boards, commissions and officers charged with the enforcement of all building, health and safety regulations are hereby authorized to make such rules for the regulation of any waiver provided for in this ordinance.

Section 5. When any waiver of any rule or regulation permitting any building or structure to be used for human habitation is granted the said waver shall grant no permanent right to the owner, occupant or tenant of any building to continue to occupy or use said building or structure subject to said waiver beyond the termination of the present war emergency, or beyond the repeal of this ordinance and any right or privilege granted under the provisions of this ordinance shall automatically expire at the end of said emergency or upon the repeal of this ordinance, and any such waiver may be immediately revoked at any time by the department, board, commission or officer which granted such waiver when in the absolute discretion of such department, board, commission or officer

(a) Such waiver is no longer necessary, or

(b) Such waiver if continued would create a public or private nuisance or would endanger the public health, welfare and safety of the people of the City and County of San Francisco.

Section 6. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith; the nature of said emergency being that there is an acute shortage of human habitations and shelters for the people of the City and County of San Francisco and it is necessary that said ordinance shall become effective forthwith for the pur-

pose of preserving the health and safety of the people of said City and County.

Approved as to form by the City Attorney.

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Noes: Supervisors Colman, Green—2.

Absent: Supervisor Brown—1.

Reconsideration.

Before the result of the foregoing vote had been announced, Supervisor O'Gara changed his vote from "Aye" to "No" and moved for suspension of the rules for the purpose of immediate reconsideration. Motion seconded by Supervisor MacPhee.

The vote then stood:

Ayes: Supervisors Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—7.

Noes: Supervisors Colman, Green, O'Gara—3.

Absent: Supervisor Brown—1.

The roll was again called and the motion for suspension of the rules for the purpose of immediate reconsideration *carried* by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Colman—1.

Absent: Supervisor Brown—1.

Supervisor Green thereupon explained his views, stating that he had formerly voted against passage because of opposition to the thought of letting down the bars in respect to health and safety measures. He believed, though, that at the next meeting of the Board there would be sufficient favorable votes for passage of this measure, and rather than hold up any further determination of the Board he would change his vote from "No" to "Aye."

The roll was again called, and reconsideration was *approved* by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Colman—1.

Absent: Supervisor Brown—1.

Supervisor O'Gara, seconded by Supervisor Uhl, moved that the Board reconsider its action whereby the proposed legislation had been refused final passage.

Final Passage.

Thereupon, the roll was again called and the proposed legislation was *finally passed* by the following vote:

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

No: Supervisor Colman—1.

Absent: Supervisor Brown—1.

Passed for Second Reading.

The following Recommendations of Streets Committee were taken up:

Present: Supervisors Meyer, Mead.

Accepting Roadway of Crossing of Quesada Avenue and Quint Street, Including the Curbs.

(Series of 1939)

Bill No. 1931, Ordinance No. , as follows:

Providing for acceptance of the roadway of crossing of Quesada Avenue and Quint Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Crossing of Quesada Avenue and Quint Street, including the curbs.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Accepting Roadway of Gates Street, Between Powhattan Avenue and Bernal Heights Boulevard, and the Crossing of Gates Street and Powhattan Avenue, Including the Curbs.

(Series of 1939)

Bill No. 1932, Ordinance No. , as follows:

Providing for acceptance of the roadway of Gates Street between Powhattan Avenue and Bernal Heights Boulevard, and the crossing of Gates Street and Powhattan Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Gates Street between Powhattan Avenue and Bernal Heights Boulevard, and the crossing of Gates Street and Powhattan Avenue, including the curbs.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Adopted.

Approving Map Showing the Widening of Bay Street Between Hyde Street and Larkin Street.

(Series of 1939)

Resolution No. 2958, as follows:

Resolved, That the certain map, entitled, "Map showing the widening of Bay Street between Larkin and Hyde Streets," composed of one

sheet, approved the 9th day of October, 1942, by Director of Public Works Order No. 18,672 be and the same is hereby approved and made official and the parcel shown hatched thereon, previously transferred to the jurisdiction of the Department of Public Works by Resolution No. 2544, approved May 4, 1936, is declared to be an open public street, dedicated to public use, to be known by the name of Bay Street.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Description approved by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Approving Map Showing the Widening of Otis and McCoppin Streets.

(Series of 1939)

Resolution No. 2959, as follows:

Resolved, That the certain map entitled, "Map showing the widening of Otis and McCoppin Streets," composed of one sheet, approved the 9th day of October, 1942, by Director of Public Works Order No. 18,673, be, and the same is hereby approved and made official and the parcel shown hatched thereon, previously accepted by Resolution No. 3036, approved January 20, 1937, is declared to be an open public street, dedicated to public use, to be known by the name as shown thereon.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Description approved by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Granting Extension of Time to Safeway Stores, Inc., to Construct Buildings on Closed Portion of Wisconsin Street, Between Mariposa Street and Eighteenth Street.

(Series of 1939)

Resolution No. 2957, as follows:

Whereas, on December 8, 1941, this Board adopted Resolution No. 2285 (Series of 1939), closing and abandoning that portion of Wisconsin Street between Mariposa Street and Eighteenth Street, San Francisco, subject to the condition that in the event the abutting property owner, Safeway Stores, Inc., did not construct buildings on said portion of Wisconsin Street within one year after the closing thereof, then title thereto would revert to the City and County of San Francisco, a municipal corporation; and

Whereas, due to war conditions, Safeway Stores, Inc., has been unable to obtain priorities for building construction on said land; and

Whereas, by letter dated September 28, 1942, Safeway Stores, Inc., requested this Board to either waive entirely the aforementioned condition, or grant an extension of time until one year after the present war; now, therefore, be it

Resolved, In accordance with the recommendation of the Director of Property that Safeway Stores, Inc., a corporation, be and is hereby granted an extension of time until one year after the present war to construct buildings on said closed portion of Wisconsin Street.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Passed for Second Reading.

Changing and Establishing Grades on Egbert Avenue, Between Newhall Street and a Line at Right Angles to the Northeasterly Line of 367.36 Feet Southeasterly From Phelps Street; and on Newhall Street, Between Egbert Avenue and a Line Parallel with and 298.13 Feet Southerly From Carroll Avenue.

(Series of 1939)

Bill No. 1933, Ordinance No., as follows:

Changing and re-establishing the official grades on Egbert Avenue between Newhall Street and a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street; and on Newhall Street, between Egbert Avenue and a line parallel with and 298.13 feet southerly from Carroll Avenue.

Whereas, the Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 10th day of August, 1942, by Resolution No. 2812 (Series of 1939), declare its intention to change and re-establish the grades on Egbert Avenue between Newhall Street and a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street; and on Newhall Street, between Egbert Avenue and a line parallel with and 298.13 feet southerly from Carroll Avenue.

Whereas, more than thirty days have elapsed since the first publication of said Resolution of Intention; therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as hereinafter stated, are hereby changed and established as follows:

<i>Egbert Avenue</i>	<i>Feet</i>
Newhall Street	28.30
On a line at right angles to the southerly line of 254 feet westerly from the westerly line of Newhall Street produced	30.67
On a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street.....	38.44
(The same being the present official grade.)	
<i>Newhall Street</i>	
Egbert Avenue	28.30

On a line parallel with and 298.13 feet southerly from
Carroll Avenue 28.30

(The same being the present official grade.)

On Egbert Avenue between Newhall Street and a line at right
angles to the northeasterly line of 367.36 feet southeasterly
from Phelps Street and on Newhall Street between Egbert
Avenue and a line parallel with and 298.13 feet southerly from
Carroll Avenue be changed and established to conform to true
gradients between the grade elevations above given therefor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer,
O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Consideration Postponed.

The following, from Streets Committee, without recommendation, was
taken up:

Present: Supervisors Meyer, Mead.

Ordering Improvement of Duncan Street, From Castro Street Westerly to Existing Pavement.

(Series of 1939)

Bill No. 1934, Ordinance No., as follows:

Ordering the performance of certain street work to be done in the
City and County of San Francisco, approving and adopting specifica-
tions therefor, describing and approving the assessment district, and
authorizing the Director of Public Works to enter into contract for
doing the same.

On Duncan Street, from Castro Street westerly to existing pave-
ment.

Be it ordained by the People of the City and County of San Francisco,
as follows:

Section 1. The Director of Public Works in written communication
filed in the office of the Clerk of the Board of Supervisors July 29,
1942, having recommended the ordering of the following street work,
the same is hereby ordered to be done in the City and County of San
Francisco in conformity with the provisions of the Street Improve-
ment Ordinance of 1934, of said City and County of San Francisco,
said work to be performed under the direction of the Director of Public
Works, and to be done in accordance with the specifications prepared
therefor by order of said Director of Public Works, and on file in his
office, which said plans and specifications are hereby approved and
adopted.

That said Board of Supervisors, pursuant to the provisions of Street
Improvement Ordinance of 1934, of said City and County of San Fran-
cisco, does hereby determine and declare that the assessment to be
imposed for the said contemplated improvements, respectively, may be
paid in ten (10) installments; that the period of time after the time
of payment of the first installment when each of the succeeding in-
stallments must be paid is to be one year from the time of payment
of the preceding installment, and that the rate of interest to be charged
on all deferred payments shall be seven per centum per annum.

The improvement of Duncan Street, from Castro Street westerly to
existing pavement, by grading to official line and sub-grade, and by
the construction of the following items:

<i>Item No.</i>	<i>Item</i>
1	Grading (Excavation)
2	6-inch V. C. P. Side Sewer
3	Unarmored Concrete Curb
4	6-inch Class "E" (5 sk.) Concrete Pavement
5	Wood Fence
6	Water Services
7	Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of those certain lots delineated, designated, and numbered respectively as:

Block 6589, Lot 1; and

Block 6604, Lots 1, 38, 39, 40, and 41;

being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

City aid will be extended where necessary to reduce assessments to legal and equalized limits.

On motion by Supervisor Mead, seconded by Supervisor Gallagher, consideration of the foregoing bill was *postponed until Monday, November 2, 1942, at 2:30 P.M.*

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Resolution Confirming Lease of Certain Property at the San Francisco Airport to Transcontinental & Western Air, Inc.

(Series of 1939)

The Public Utilities Committee presented:

Resolution No. 2966, as follows:

Whereas, pursuant to Ordinance No. 1736, Series of 1939, the Director of Property advertised in the official newspaper that bids or offers would be received by him on September 4, 1942, for leasing certain city-owned land at the San Francisco Airport, together with certain airport privileges and facilities. Said land is situated in the County of San Mateo, State of California, and is more particularly described as follows:

Commencing at the northwest corner of Section 34, Township 3 South, Range 5 West, M.D.B. & M., thence east along the north line of said Section 34, 2,133.11 feet to the point of intersection of the east right-of-way line of the Bayshore Highway, thence southeasterly along said east right-of-way line 5,044.36 feet more or less; thence northeasterly at an angle of 90°, 107.5 feet more or less to the southwesterly corner of the building known as Hangar No. 4, which is the true point of beginning of this description; thence northwesterly at an angle of 90°, 121 feet more or less; thence northeasterly at an angle of 90°, 103 feet more or less; thence southeasterly at an angle of 90° 121 feet more or less; thence southwesterly at an angle of 90°, 103 feet more or less to the true point of beginning.

Whereas, in response to said advertisement Transcontinental & Western Air, Inc., a corporation, offered to lease said property for a period of twenty years beginning October 1, 1942, subject to the terms and conditions set forth in the proposed lease on file in the office of the Director of Property, at the following amounts of rental and rates:

<i>Item</i>	<i>Description</i>	<i>Annual Rental</i>
1.	Demised premises and improvements:	
	(a) Hangar No. 4.....	\$2,404.00
	(b) Adjoining shop space.....	1,026.00
2.	Portions of existing administration building:	
	(a) Ground floor, 190 sq. ft., per sq. ft.....	1.50
	(b) Second floor, 799 sq. ft., per sq. ft.....	1.00
3.	Airplane schedule fees:	<i>Rate</i>
	(a) First, second and third schedules, per month per schedule	\$ 150.00
	(b) Additional schedules, per month per schedule.....	50.00
	(c) Extra sections for any one schedule during any one month in excess of first five sections, per extra section	2.50
4.	Extra fees for aircraft exceeding 25,500 pounds standard gross weight:	
	(a) Per 1,000 pounds per month per schedule in excess of 25,500 pounds	1.00
	(b) Extra sections (in addition to first five) per 1,000 pounds per month per extra section in excess of 25,500 pounds .....	.10

And whereas, no higher bids were made or received; and

Whereas, Transcontinental and Western Air, Inc., a corporation, the highest responsible bidder, has paid the Director of Property the sum of \$500 as a deposit in connection with its offer; and

Whereas, said land is not required for the uses of the City and County of San Francisco; and

Whereas, the Public Utilities Commission has recommended said lease; now, therefore, be it

Resolved, That said offer be and is hereby accepted, and that the City and County of San Francisco, a municipal corporation, enter into said lease; and be it

Further Resolved, that the Mayor and the Clerk of the Board of Supervisors be and are hereby authorized and directed to execute said lease on behalf of the City and County of San Francisco, a municipal corporation, as Lessor, subject to the provisions of said Ordinance No. 1736, Series of 1939, and to the terms and conditions herein referred to.

On objection by Supervisor Shannon to the suspension of the rules for the purpose of immediate consideration, the Chair referred the foregoing resolution to the Joint Finance and Public Utilities Committee.

Supervisor MacPhee announced meeting of the Joint Committee, Thursday, October 29, 1942, at 4:00 P. M.

Subsequently during the proceedings, Supervisor Shannon, following explanation by the Director of Property, withdrew his objection, and the resolution was *Adopted* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, McPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Authorizing Quitclaim Deed to Housing Authority in Exchange for
Water Pipe Line Easement in Glen Craggs Project.**

(Series of 1939)

The Public Utilities Committee presented:

Bill No. 1938, Ordinance No., as follows:

Authorizing quitclaim deed to Housing Authority in exchange for water pipe line easement in Glen Craggs Project.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Public Utilities Commission, the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a quitclaim deed to the Housing Authority of the City and County of San Francisco relinquishing any interest of the City in and to that certain real property situated in the City and County of San Francisco, State of California, acquired by said Housing Authority from the Crocker Estate Company by deed recorded August 20, 1941, in Book 3800, page 43, and from Ella Sundman Cunningham by deed recorded January 24, 1942, in Book 3848, page 178, Official Records of San Francisco. Said real property comprises the site for the Glen Craggs Project.

Section 2. In consideration for said quitclaim deed the City and County of San Francisco, a municipal corporation, shall receive a deed from the Housing Authority of the City and County of San Francisco to a water pipe line easement over a five-foot strip of land through said site, 2.5' each side of the following described center line:

Beginning at a point on the westerly line of Sussex Street distant thereon south 9°24' west 28.93' from an angle point in said westerly line of Sussex Street, opposite the northwest corner of Lot 20, Block "F" as shown on map entitled "Additions to Castro Street Addition and Glen Park Terrace" filed March 25, 1910 in the Office of the County Recorder of the City and County of San Francisco, thence south 50°43' West 289.98' thence south 50°30' west 22.50' more or less to a point in the northeasterly boundary line of the lands of the City and County of San Francisco, said point being distant south 23°42' east 36' more or less from an angle point therein.

Section 3. The Director of Property shall deliver said quitclaim deed to the grantee upon receipt of the necessary deed to said easement and is hereby authorized to accept and record the latter deed.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

**Congratulating Thomas K. McCarthy on His Appointment as
Treasurer.**

(Series of 1939)

Supervisor Shannon presented:

Resolution No. 2964, as follows:

Whereas, Thomas K. McCarthy has been in the employ of the City and County of San Francisco since November 1, 1906; serving in the office of the Board of Supervisors for a period of two years and the balance of the time in the Treasurer's office; and

Whereas, during all this long period of service in the municipal

government Mr. McCarthy has devoted himself to his work with efficiency, with honor and with that distinction which marks him one of the outstanding and best loved employees of the City and County of San Francisco; and

Whereas, the appointment of Mr. Thomas McCarthy to the office of Treasurer is one which affords complete and sincere happiness to this Board of Supervisors, news of his appointment having reached us within the hour, with the greatest, spontaneous and most hearty approbation ever accorded an appointee of his Honor, Mayor Angelo J. Rossi; and

Whereas, Mr. McCarthy is a man of the highest integrity and affable disposition and is entirely worthy not only of the confidence which his Honor the Mayor has seen fit to repose in him but also of the plaudits which he has received from his many friends who have just learned of his elevation to this new office; now, therefore, be it

Resolved, That this Board of Supervisors notes with deepest gratification the appointment of Mr. Thomas McCarthy to the office of Treasurer of the City and County of San Francisco and takes this opportunity to express to Mr. McCarthy its confidence in him and his ability to administer the office and to express the hope that his reign in that office will be a long, happy and successful one; and be it

Further Resolved, That a suitably engrossed copy of this resolution be presented to Mr. Thomas K. McCarthy, Treasurer of the City and County of San Francisco.

Unanimously *Adopted* by rising vote.

Authorizing His Honor the Mayor to Appoint a Citizens' Committee Whose Function It Shall Be to Cooperate With the Officers of the League of California Cities in the Preparation of Its Program and Arrangements for the Convention Which Is to Be Held in San Francisco in 1943.

(Series of 1939)

Supervisor Green presented:

Resolution No. 2960, as follows:

Whereas, San Francisco has been selected as the convention city for the annual meeting of the League of California Cities in 1943; and

Whereas, this convention will bring to San Francisco as delegates, municipal officers from all over the State of California; and

Whereas, the convention of the League of California Cities is of extreme importance to the City and County of San Francisco in that:

1. It gives an opportunity for the introduction and exchange of ideas looking to progressive and efficient municipal government;
2. It affords an opportunity for concerted action by the municipalities of the State in their relations with the State and Federal governments;
3. It gives an opportunity for San Francisco to cement present, and cultivate further friendships with the other municipalities of the State; now, therefore, be it

Resolved, That his Honor, the Mayor, be and is hereby requested to appoint a citizens' committee whose function it shall be to cooperate with the officers of the League of California Cities in the preparation of its program and arrangements for the convention; to arrange a cordial and enthusiastic welcome for the delegates; to provide instructive and enjoyable entertainment, and to assist the League in every manner possible to the end that the meeting shall culminate in success

and that the stay of the delegates in San Francisco shall be a happy one and beneficial to them in their capacities as municipal officers.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

In Memoriam—Duncan Matheson.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2961, as follows:

Whereas, the soul of Captain Duncan Matheson, City Treasurer, has been summoned by its Maker; and

Whereas, "Captain" Matheson, as he was affectionately called by his host of friends and admirers, entered the City's service in 1900 as a policeman and rose rapidly to the rank of Captain of Detectives; and

Whereas, in 1929 he was drafted from the Police Department to become Treasurer of the City and County of San Francisco, in which post he distinguished himself; and

Whereas, Captain Matheson will be sorely missed by his many friends who have come to love him as well as by the City, which has suffered an irreparable loss; now, therefore, be it

Resolved, That this Board of Supervisors notes with profound sorrow the passing of Captain Matheson and takes this opportunity of extending to his bereaved wife, son, and daughter its heartfelt condolences; and be it further

Resolved, That when this Board adjourns it does so out of respect to the revered memory of Captain Duncan Matheson and the Clerk is hereby directed to transmit a suitably engrossed copy of this resolution to the family of the deceased.

Unanimously *Adopted* by rising vote.

Re Slaughtering of Milch Cows.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2962, as follows:

Whereas, within a period of ten days during the early part of October, there were held in the State of California eight auctions at which over 900 cows, all good milk producers, were sold to the highest bidders, 89 per cent of which cows were purchased for slaughtering and resale as meat for human consumption; and

Whereas, while it is recognized that with the influx of defense workers and the already heavy and increasing demands necessary for the sustenance of the armed forces, California must have a greater supply of meat, it is certainly not in the best interests of the people of this State to make the necessary increased supply available through the slaughter of the milch cows which provide the ordinary supply of milk necessary particularly for babies and children; and

Whereas, another problem confronts us in this connection, i.e., the farm labor shortage due to which in numerous instances, farmers are required to dispose of their cows because of the lack of labor necessary to their proper care; and

Whereas, this whole problem is one which vitally affects the health and welfare of the people of the State of California and should have such consideration and action as will expeditiously find a solution therefor; now, therefore, be it

Resolved, That the Joint Committee on County, State and National Affairs and Public Health and Welfare be and is hereby directed to take jurisdiction of this matter; to hold hearings and invite the attendance of interested parties and to endeavor, with such other governmental agencies as are involved, to provide for the State of California a supply of meat commensurate with that of other states equal in population, without any diminution either in the health standards or quantity of milk necessary for the average consumption of our people, particularly babies and children.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

City Attorney to Appear Before Referee in Bankruptcy in Endeavor to Recover Unpaid Franchise Taxes Due From Southern Pacific-Golden Gate Ferries.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2965, as follows:

Resolved, that the City Attorney be and he is hereby instructed to represent this City and County before the Referee in Bankruptcy on Friday, October 30, 1942, Room 609, Grant Building, San Francisco, for the purpose of obtaining for the City so much of the unpaid franchise taxes of the Southern Pacific Golden Gate Ferries, Ltd., as may be properly and legally due to the City and County of San Francisco.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

In Memoriam—Ignatius A. Richardson.

(Series of 1939)

Supervisor Mead presented:

Resolution No. 2963, as follows:

Whereas, Almighty God has called to eternal rest Mr. Ignatius A. Richardson, Director of the Bureau of Delinquent Revenue for the City and County of San Francisco; and

Whereas, Mr. Richardson, born in the heart of the Mission District, since January 8, 1914, served the City of his birth as one of its public servants; and

Whereas, Mr. Richardson was a member of the State Legislature as an Assemblyman from the old 29th District during the 1913 session; and

Whereas, the passing of Ignatius A. Richardson results in a great loss to the City and County of San Francisco and he will be sorely missed by his bereaved family and many friends who loved and respected him; now, therefore, be it

Resolved, That when the Board of Supervisors adjourns this day it does so out of respect to the memory of the late Ignatius A. Richardson and the Clerk is hereby directed to forward to Mrs. Florence Richardson, wife of the late Ignatius A. Richardson, and to the family a suitable copy of this resolution as an expression of the Board's deep sympathy and heartfelt condolence.

Unanimously *Adopted* by rising vote.

Re-routing Marina Bus Line to Street Car Terminal in the Presidio.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Whereas, the San Francisco Presidio is now housing thousands of more soldiers than it has in the history of San Francisco; and

Whereas, in order to build the barracks and other facilities necessary to accommodate this influx of soldiers, thousands of workers, including the office personnel required to handle the increased amount of paper work, are each morning entering the Presidio; and

Whereas, unless these workers ride either the E or D street car lines they are obliged to walk about one-half a mile from the nearest other street car or bus terminal; now, therefore, be it

Resolved, That the Public Utilities Commission be and is hereby respectfully requested to investigate, and report its findings to this Board of Supervisors, the possibility of re-routing the Marina Bus Line from its point of commencement to the street car terminal in the Presidio so that the civilian workers who ride the F line to work will not have to walk approximately one-half mile each morning.

*Referred to Public Utilities Committee.***Re-electing Hugo D. Newhouse as Director of the Golden Gate Bridge and Highway District.**

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby re-elect Hugo D. Newhouse as a director of the Golden Gate Bridge and Highway District for the City and County of San Francisco effective November 25, 1942.

*Referred to Joint Public Utilities and Finance Committee.***Radio Program—Controller Boyd.**

Supervisor MacPhee called attention to radio program, each Saturday at 7:15 p. m., put on by Controller Boyd, over Station KYA. This program reflects great credit to the official family of San Francisco, and should be heard by everyone.

Attendance of Supervisors at Recessed Meeting of October 20, 1942.

Supervisor MacPhee called attention to the Board meeting held on Tuesday, October 20, 1942, called for 1:30 p. m., at which several Supervisors were late in attendance, and during which, at times, some of the Supervisors absented themselves from the chambers to answer phone calls, or for other reasons. Several of the speakers felt they were being mistreated. If it be in order, continued Supervisor MacPhee, a communication might be sent by the Clerk to the various speakers to explain the reasons for what might be construed as a lack of interest in what was being said.

Mr. Carroll Newburgh, on being granted the privilege of the floor, declined to discuss the particular instance to which reference had been made, but requested permission to speak more generally. When Supervisors leave the room while a citizen is speaking, that citizen feels hurt because he feels that an elective official, as a Supervisor, should listen to what he has to say. Citizens feel that their elected officials should give full attention to what they may have to say, whether they represent large down town groups or smaller groups from the outlying districts.

Thereupon, Supervisor MacPhee, in reply, stated that he was certain that no offense to anyone was intended, and he withdrew his suggestion that Clerk should send any letter of explanation to any of the speakers appearing before the meeting of October 20, 1942.

**Payment of Expenses Incurred on Hetch Hetchy Inspection Trip
by Finance Committee.**

Supervisor MacPhee moved that proper warrant be drawn, in amount of \$12.00, to pay for expense incurred on the recent Hetch Hetchy inspection trip by the Finance Committee.

No objection, and so ordered.

Vote "Yes" Signs in Street Cars.

Mrs. Annie Scanlon called attention to the "Vote 'Yes' Signs," posted in Municipal Railway street cars, urging favorable vote on Proposition No. 26, on November 3, 1942, and objected to such signs unless opponents of that measure were accorded the privilege of posting similar signs urging the public to vote "No" on that proposal.

No action taken.

Regulating Curb Painting.

Supervisor Uhl announced that he intended to obtain from the City Attorney draft of bill regarding "curb painting," and requested that same be considered as having been presented and referred to the Police Committee.

No objection, and so ordered.

**Suspension of Provision of Section 163 of the Charter to Permit
Retired Employees to Engage in War-Time Employment.
(Series of 1939)**

Supervisor Shannon presented:

Resolution No. , as follows:

Whereas, there is an extremely acute labor shortage in San Francisco, which, according to the best information, will presently be aggravated and increased; and

Whereas, San Francisco numbers among those on the list of retired personnel from the City and County service, many men who are skilled mechanics and who can engage in useful and gainful occupation, thus assisting in the war effort; and

Whereas, Section 163 of the Charter prohibits the men heretofore referred to from working after retirement, or, as an alternative, reduces their pension in ratio to the amount earned while engaged in private employment; and

Whereas, suspension of the provisions of Section 163 of the Charter would in no way adversely affect any of the citizens of San Francisco in that there is no longer any competition for jobs but, on the contrary, there is a scarcity of men for jobs; now, therefore, be it

Resolved, That his Honor the Mayor, as a factor in the plan for the promotion of the war effort, be and is hereby respectfully requested under the emergency powers vested in him pursuant to Section 25 of the Charter, to suspend for the period of the war emergency, the provisions of Section 163 of the Charter in order to permit those persons on retirement now prohibited from working in private employment, to immediately add their skill and services to wartime employment.

Referred to Judiciary Committee.

In Memoriam—Lieutenant Charles Kendrick, Jr.

Supervisor Colman, in a few brief remarks, paid tribute to the memory of the late Lieutenant Charles Kendrick, Jr., United States

Marine Corps, who, after bringing down several Japanese planes, gave up his own life in combat, and moved that the Board of Supervisors extend its heartfelt sympathy to the family of the late Lieutenant Charles Kendrick, Jr., and that the Clerk draft a proper resolution, expressing the Board's feelings, that said resolution be properly engrossed and sent to the bereaved parents of the late Lieutenant Kendrick. Motion seconded by Supervisor Roncovieri.

Unanimously *Adopted* by rising vote.

Communications.

Communications as follows were presented, read by the Clerk, and acted on as noted:

From San Francisco Labor Council, opposing Proposition No. 26, on the ballot for election on November 3, 1942, re purchase of Market Street Railway.

Filed.

From Manager of Utilities, inviting members of the Board to inspect properties of the San Francisco Water Department.

Referred to Finance Committee.

From the Tax Collector, detailed report of Bureau of Delinquent Revenue Collections, period July 1 to September 30, 1942.

Referred to Finance Committee.

From City Planning Commission, endorsing Proposition No. 26, providing for the acquisition of the Market Street Railway Company properties.

Copies to be sent to each member of the Board.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5:20 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors November 2, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, November 2, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, NOVEMBER 2, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, November 2, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Gallagher was noted present at 2:15 P. M.

Supervisor Brown on leave of absence.

The Clerk announced that Supervisor Green was in a hospital, where he had been undergoing dental surgery, and had requested to be excused from attendance at the Board meeting for two weeks.

No objection and so ordered.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of October 26, 1942, was considered read and approved.

Presentation of Treasurer Thomas K. McCarthy.

The President, during the Board's proceedings, presented the recently appointed Treasurer, Hon. Thomas K. McCarthy.

Hon. Thomas K. McCarthy addressed the Board briefly, paying tribute to the memory of the late Treasurer, Captain Matheson, and expressing his intention to continue, to the best of his ability, the policies of his predecessor. In conclusion, Mr. McCarthy expressed his gratitude to his Honor the Mayor for his appointment as Treasurer, and to the Board of Supervisors for the congratulatory resolution adopted on October 26, 1942, and to the press of San Francisco for the kind words printed. He also promised, to the best of his ability, to cooperate with the Board of Supervisors, with the Controller, and with all other departments and officials in the best interest of the City and County of San Francisco.

Supervisor Shannon, at the request of the Chair, expressed the pleasure of the Board at the appointment of Hon. Thomas K. McCarthy to the Office of Treasurer, and expressed his own great pleasure at being able to introduce the resolution referred to by Mr. McCarthy. "I have known Tom McCarthy," said Supervisor Shannon, "for about thirty-five years. He is the type of man that one feels is entitled to advancement after years of service for the City and County of San Francisco. Tom is a man who has devoted his time and thought to the best interest of the city and county, and his advance was no sur-

prise to me, but a great delight. I know he will follow in the footsteps of Captain Matheson, as he has outlined today, and I feel confident that the members of the Finance Committee and the Controller will always find him capable, honest, affable and very easy to approach.

SPECIAL ORDER—3:00 P. M.

Sale of \$1,500,000 of Tax Anticipation Notes.

Sealed bids for the purchase of Tax Anticipation Notes issued by the City and County of San Francisco, pursuant to Ordinance No. 1765 (Series of 1939), in the amount of one million five hundred thousand dollars (\$1,500,000) were received by the Board of Supervisors up to the hour of 3 o'clock p. m. on Monday, November 2, 1942, and were opened by said board at said time.

The Tax Anticipation Notes are described as follows, to-wit:

Notes in the amount of one million five hundred thousand dollars (\$1,500,000) in denominations of ten thousand dollars (\$10,000) each, to be dated as of the day of delivery thereof and to be payable to bearer on December 18, 1942, and issued under authority of Ordinance No. 1765 (Series of 1939) and payable exclusively out of taxes levied by said City and County of San Francisco for the fiscal year 1942-1943 without preference or priority of any one note over any other note. All of said notes shall constitute a first lien and charge against said taxes collected during the half of the fiscal year 1942-1943 in which said money represented by said notes, respectively, shall be borrowed and shall be repaid from the first moneys received from said taxes and before any part thereof is used for any other purpose. Any of said notes not paid at maturity shall nevertheless be paid out of moneys received from the taxes for said fiscal year 1942-1943 irrespective of the date the same shall be so received.

Said notes shall bear interest at the rate or rates not to exceed 6 per cent per annum as shall be named by the bidder, said interest to be paid at maturity of said notes.

The said notes will be sold and awarded to the bidder or bidders offering to purchase the same at the lowest rate or rates of interest computed from the date fixed for the presentation of bids to December 18, 1942. If two or more bidders offer to purchase said notes at the same lowest rate or rates of interest, the Board of Supervisors shall determine which bid shall be accepted. Interest shall be computed on the basis of three hundred sixty-five (365) days per year.

The right is reserved by the Board of Supervisors to reject any or all bids.

All proposals for the purchase of said notes shall be accompanied by a deposit of five (5) per cent of the amount of the bid in lawful money of the United States, or by the deposit of a certified check or cashier's check for said five (5) per cent payable to David A. Barry, Clerk of the Board of Supervisors of the City and County of San Francisco, provided that no deposit need exceed the sum of ten thousand dollars (\$10,000); which deposit of money or check shall be forfeited by the bidder in case he fails to accept and pay for the notes bid for by him if his bid is accepted.

The approval of Messrs. Orrick, Dahlquist, Neff and Herrington, attorneys at law, San Francisco, California, as to the legality of the aforesaid notes will be furnished to the successful bidder or bidders for said notes without cost.

This notice is given pursuant to direction of Resolution No. 2938 (Series of 1939) of the Board of Supervisors, adopted Monday, October 19, 1942.

DAVID A. BARRY,
Clerk, Board of Supervisors,
By J. R. McGRATH.

Bid.

The following proposal for the purchase of \$1,500,000 Tax Anticipation Notes, in denomination of \$10,000 each, was received, opened by the Clerk, and *referred to Finance Committee.*

1. American Trust Company, Bank of America N. T. & S. A., Anglo California National Bank, by American Trust Company, L. H. Empey, assistant cashier:

For the one million five hundred thousand dollars (\$1,500,000) par value legally issued Tax Anticipation Notes of the City and County of San Francisco, State of California, which are being offered for sale in accordance with your published Notice of Sale, we hereby bid you par.

The notes above bid for are more particularly described as follows:

Notes in the amount of one million five hundred thousand dollars (\$1,500,000) in denominations of ten thousand dollars (\$10,000) each; said notes to be dated as of the date of delivery and to be due and payable, both as to principal and interest, to bearer on December 18, 1942; said notes to bear interest at the rate of forty-five one hundredths of one percentum (.45%) per annum.

Adopted.

Subsequently during the proceedings, the following recommendation of the Finance Committee was taken up:

Sale of \$1,500,000 Tax Anticipation Notes.

(Series of 1939)

Resolution No. 2983, as follows:

Whereas, due notice was given as provided by Ordinance No. 1765 (Series of 1939) that sealed proposals for the purchase of one million five hundred thousand dollars (\$1,500,000) Tax Anticipation Notes of the City and County of San Francisco would be received by the Board of Supervisors up to the hour of 3 o'clock P. M. on Monday, November 2, 1942, and opened and considered by said Board at said time; and

Whereas, the bid of American Trust Company, Bank of America N. T. & S. A., Anglo California National Bank, by American Trust Company, L. H. Empey, assistant cashier, having been the only bid received; now, therefore, be it

Resolved, That the bid of American Trust Company, Bank of America N. T. & S. A., Anglo California National Bank, by American Trust Company, L. H. Empey, assistant cashier, is hereby accepted, to-wit:

For the one million five hundred thousand dollars (\$1,500,000) par value legally issued TAX ANTICIPATION NOTES of the CITY AND COUNTY OF SAN FRANCISCO, State of California, which are being offered for sale in accordance with your published Notice of Sale, we hereby bid you par.

The notes above bid for are more particularly described as follows:

Notes in the amount of one million five hundred thousand dollars (\$1,500,000) in denominations of ten thousand dollars (\$10,000) each; said notes to be dated as of the date of delivery and to be due and payable, both as to principal and interest, to bearer on December 18, 1942; said notes to bear interest at the rate of forty-five one hundredths of one percentum (.45%) per annum.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

SPECIAL ORDER—3:00 P. M.

Re-referred to Committee.

The following bill from Streets Committee, without recommendation, was taken up:

Present: Supervisors Meyer, Mead.

**Ordering Improvement of Duncan Street, From Castro Street
Westerly to Existing Pavement.**

(Series of 1939)

Bill No. 1934, Ordinance No. , as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

On Duncan Street, from Castro Street westerly to existing pavement.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works in written communication filed in the office of the Clerk of the Board of Supervisors July 29, 1942, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco in conformity with the provisions of the Street Improvement Ordinance of 1934, of said City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in ten (10) installments; that the period of time after the time of payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be seven per centum per annum.

The improvement of Duncan Street, from Castro Street westerly to existing pavement, by grading to official line and sub-grade, and by the construction of the following items:

<i>Item No.</i>	<i>Item</i>
1	Grading (Excavation)
2	6-inch V. C. P. Side Sewer
3	Unarmored Concrete Curb
4	6-inch Class "E" (5 sk.) Concrete Pavement
5	Wood Fence
6	Water Services
7	Water Main

The assessment district hereby approved is described as follows:

Within the exterior boundary of those certain lots delineated, designated, and numbered respectively as:

Block 6589, Lot 1; and

Block 6604, Lots 1, 38, 39, 40, and 41;

being designated on the maps and books of the Assessor of the City

and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

City aid will be extended where necessary to reduce assessments to legal and equalized limits.

October 26, 1942—Consideration postponed until November 2, 1942, and made a Special Order of Business for 3 p. m.

On motion by Supervisor Gallagher, seconded by Supervisor Roncovieri, the foregoing bill was *re-referred to the Streets Committee*.

Supervisor MacPhee moved that, in consideration of the foregoing, the Streets Committee be requested to give consideration to change of interest rate from 7 per cent to 6 per cent.

No objection and so ordered.

UNFINISHED BUSINESS.

Final Passage.

The following recommendation of Finance Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors MacPhee, Uhl.

Authorizing Supplemental Appropriation of \$22,500 for Acquisition of Real Property Required for Playground on Silver Avenue Near Ledyard Street.

(Series of 1939)

Bill No. 1919, Ordinance No. 1831, as follows:

Authorizing a supplemental appropriation of \$22,500 for the acquisition of certain real property required for a playground on Silver Avenue near Ledyard Street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated and set aside the sum of \$22,500 from the surplus existing in the following funds to the credit of Recreation Department Appropriation No. 213,600.03 for the acquisition of certain real property required for a playground on Silver Avenue near Ledyard Street, and for payment of incidental expenses:

Reserve for Land Purchases—Sheriff.....	\$ 3,750
Reserve for Land Purchases—Public Works.....	2,750
Reserve for Land Purchases—Miscellaneous.....	16,000

Total	\$22,500
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Recommended by the Sheriff and the Recreation Department.

Approved by the Director of Property, the Chief Administrative Officer and the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

NEW BUSINESS.**Adopted.**

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department.

(Series of 1939)

Resolution No. 2969, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department, containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, for the months of March, August, September and November, 1942, including amounts and denials, and Old Age Security Aid increases, effective in June, 1942, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Land Purchase—Hillcrest School.

(Series of 1939)

Resolution No. 2970, as follows:

Resolved, In accordance with the recommendation of the Board of Education that the City and County of San Francisco, a municipal corporation, accept a deed from Harriet McCutcheon, or the legal owner, to Lot 3, Assessor's Block 5911, San Francisco, required for the Hillcrest School and that the sum of \$250 be paid for said lot, Appropriation No. 270,600.00—Capital Outlays—Lands.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works

Recommended by the Board of Education.

Approved as to form by the City Attorney.

Funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Confirming Sale of Portion of Assessor's Block No. 12 on Jefferson Street to Joe Di Maggio's Grotto.

(Series of 1939)

Resolution No. 2971, as follows:

Whereas, pursuant to Ordinance No. 1766 (Series of 1939), the Director of Property advertised in the official newspaper that bids or offers would be received by him on October 1, 1942, for the sale of the following described City-owned real property situated in the City and County of San Francisco, State of California:

Commencing at a point on the southerly line of Jefferson Street, distant thereon 200 feet easterly from the easterly line

of Jones Street; running thence easterly along the southerly line of Jefferson Street 75 feet; thence at a right angle southerly 137.5 feet; thence at a right angle westerly 75 feet; thence at a right angle northerly 137.5 feet to the southerly line of Jefferson Street and the point of commencement.

Whereas, in response to said advertisement Joe Di Maggio's Grotto, a partnership, offered to purchase said land for the sum of \$22,500 cash; no higher bids having been made or received; and

Whereas, said sum of \$22,500 is more than 90 per cent of the preliminary appraisal of said property, as made by the Director of Property, the amount of said appraisal being \$22,500; and

Whereas, Joe Di Maggio's Grotto has paid the sum of \$2,250 to the Director of Property as a deposit in connection with this transaction; and

Whereas, the Public Utilities Commission has recommended the sale of said land; now, therefore, be it

Resolved, That said offer be and is hereby accepted; and be it

Further Resolved, That the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, be and are hereby authorized and directed to execute a deed for the conveyance of said real property to Joe Di Maggio's Grotto, a partnership. The Director of Property shall deliver said deed to the grantee upon receipt of the balance of the purchase price, which shall be paid within thirty days after approval of this Resolution.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Extension of Time for Payment of Assessments—Sunset Tunnel District.

(Series of 1939)

Resolution No. 2972, as follows:

Resolved, That the Board of Supervisors does hereby request the Tax Collector to postpone the deeding of property in Sunset Tunnel District, as provided for under Resolution No. 1755 (Series of 1939) and that the time after which the Tax Collector shall deed property acquired by reason of the failure to pay Sunset Tunnel Assessments be and it is hereby extended to and including the 30th day of June, 1943; and be it

Further Resolved, That any person or person, firms or corporations owing assessments in Sunset Tunnel Assessment District shall have to and including the 30th day of June, 1943, within which to pay said assessments, with interest and penalties provided for under the Tunnel Procedure Ordinance.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Fixing Fees to Be Charged Persons Legally Obligated for Institutional Services, San Francisco Department of Public Health.

(Series of 1939)

Resolution No. 2973, as follows:

Resolved, In accordance with recommendation of the Controller, in accordance with the provisions of Ordinance No. 18.012, it is hereby determined and fixed that the proper and reasonable amount to be charged to persons legally obligated for institutional services rendered in San Francisco Hospital, Tuberculosis Division, Isolation Hospital and Hassler Health Home shall be as follows:

San Francisco Hospital.....	\$7.293
Tuberculosis Division	4.578
Isolation Hospital	8.219
Hassler Health Home.....	2.881

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Authorizing Controller to Destroy Duplicate Records—Receipts for Fiscal Years 1934-35, 1935-36, 1936-37, as to Business, Vehicle, Dog Licenses; Contractors' License Fees; Inspection Fees.

(Series of 1939)

Resolution No. 2974, as follows:

Pursuant to the provisions of Section 4041.39 of the Political Code the Controller is hereby authorized to destroy the following duplicate records in his office now more than five years old:

Receipts for the fiscal years 1934-35, 1935-36, 1936-37, as follows:

Business License
Vehicle License
Dog License
Receipts for Contractors' Filing Fees
Inspection Fees

Duplicates of these receipts are on file in the Tax Collector's Office.

Recommended by the Controller.

Approved by the City Attorney.

Duplicates on file: Tax Collector.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Authorizing Repairs to City Owned Dwelling Houses.

(Series of 1939)

Resolution No. 2975, as follows:

Whereas, the City and County of San Francisco, a municipal corporation, hereinafter referred to as the City, is the owner of certain dwelling houses situated on various sites in San Francisco under the jurisdiction of the various departments; and

Whereas, pending the use or disposal of said sites by the City, the Director of Property is renting said buildings located thereon on a month-to-month basis on behalf of the City, as lessor; and

Whereas, it is necessary from time to time for the City to make repairs to said buildings; and

Whereas, in order to assist in the war effort by overcoming the acute housing shortage, the public welfare requires that as many buildings as possible be repaired and maintained in a proper and habitable condition; now, therefore, be it

Resolved, That upon the written recommendation of the Director of Property, department heads be and they are hereby authorized to arrange for the making of repairs to such dwelling houses located on lands which are now or may hereafter be placed under their jurisdiction in order to accomplish the purposes of this resolution. The cost of such repairs shall not exceed the sum of \$100 per building and the expenditure therefor shall be made from such funds as may be from time to time appropriated or set aside for the purpose.

The provisions hereof shall expire at the termination of the existing war.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Passed for Second Reading.

Appropriating \$636, for Position of U214 Pump Operator (Part Time), Hereby Created Effective November 1, 1942, Abolishing U214 Pump Operator (Relief)—Water Revenue—Permanent Salaries.

(Series of 1939)

Bill No. 1939, Ordinance No., as follows:

Appropriating the sum of \$636 from the surplus in Appropriation No. 266-110-16—Water Revenue—Permanent Salaries to credit of Appropriation No. 266-110-16—Water Revenue—Permanent Salaries, creating the position of 1 U214 Pump Operator (part time) at rate of \$79.50 per month, effective November 1, 1942; abolishing position of 1 U214 Pump Operator (relief) at rate of \$175.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$636 is hereby appropriated from the surplus existing in Appropriation No. 266-110-16—Water Revenue—Permanent Salaries, to the credit of Appropriation No. 266-110-16—Water Revenue—Permanent Salaries, to provide for compensation of 1 U214 Pump Operator (part time) at rate of \$79.50 per month, effective November 1, 1942.

Section 2. The position of 1 U214 Pump Operator (part time) at rate of \$79.50 is hereby created; the position of 1 U214 Pump Operator (relief) at rate of \$175 is hereby abolished.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Approved as to funds by the Controller.

Recommended by the Manager of Utilities.

Approved as to classification by the Civil Service Commission.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Amending Salary Ordinance, Public Utilities Commission, San Francisco Water Department, by Decreasing U214 Pump Operator (Relief) and Adding U214 Pump Operator (Part Time).

(Series of 1939)

Bill No. 1940, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance No. 1667, Section 74, PUBLIC UTILITIES COMMISSION — SAN FRANCISCO WATER DEPARTMENT, by decreasing the number of positions under item 59 from 4 to 3 U214 Pump Operator (relief) at \$175 per month, and adding in lieu thereof item 60 1 U214 Pump Operator (part time) at \$79.50 per month, effective November 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 74, is hereby amended to read as follows:

**Section 74. PUBLIC UTILITIES COMMISSION—(Continued)
SAN FRANCISCO WATER DEPARTMENT (Continued)**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9. CONSUMERS' PREMISES				
1	2	U127	Water Service Inspector.....	\$ 193
1.1	1	U127	Water Service Inspector.....	192
1.2	1	U127	Water Service Inspector.....	190
1.3	1	U127	Water Service Inspector.....	182
1.4	1	U127	Water Service Inspector.....	175
2	1	U128	Chief Water Service Inspector.....	215
10. WATER SALES DIVISION—METER READING				
3	5	B247	Meter Reader	175
4	3	B247	Meter Reader	170
5	2	B247	Meter Reader	165
5.1	1	B247	Meter Reader	160
5.2	5	B247	Meter Reader	155
11. CONSUMERS' ACCOUNTS				
6	4	B222	General Clerk	175
7	1	B222	General Clerk	173
8	1	B222	General Clerk	172
9	9	B222	General Clerk	170
9.1	1	B222	General Clerk	155
10	5	B222	General Clerk (part time).....	75
12	1	B228	Senior Clerk	200
13	2	B228	Senior Clerk	195
13.1	1	B228	Senior Clerk	195.50
14	1	B302	Addressing Machine Operator.....	172
15	1	B302	Addressing Machine Operator.....	170
15.1	1	B302	Addressing Machine Operator.....	155
16	10	B311	Bookkeeping Machine Operator.....	185
16.1	1	B311	Bookkeeping Machine Operator.....	175
16.2	1	B312	Senior Bookkeeping Machine Operator.....	195
17	4	B512	General Clerk-Typist	170
17.1	1	B512	General Clerk-Typist	155
18	1	U56	Asst. Supervisor, Consumers' Accounts.....	300
19	1	U60	Supervisor Consumers' Accounts.....	350
20	1	U62	Supervisor of Closing Bills.....	244.50
21	1	U63	Chief Adjuster	244.50

12. WATER SALES DIVISION—COLLECTIONS

22	1	B222	General Clerk	173
23	1	B222	General Clerk	180
24	15	B222	General Clerk	175
25	1	B222	General Clerk	172
26	9	B222	General Clerk	170
26.1	1	B222	General Clerk	170.50
26.2	2	B222	General Clerk	163
26.3	1	B222	General Clerk	160
27	2	B222	General Clerk	155
28	1	B228	Senior Clerk	200
29	1	B234	Head Clerk	250
30	1	B408	General Clerk-Stenographer	175
31	1	B408	General Clerk-Stenographer	155
32	1	B512	General Clerk-Typist	170
33	1	U52	Supervisor of Collections.....	300

13. DOCKS AND SHIPPING

34	1	B222	General Clerk	175
35	1	U51	Supervisor Docks and Shipping.....	275
36	1	U125	Hoseman, Ships and Docks.....	182
37	1	U125	Hoseman, Ships and Docks.....	170

14. CITY DISTRIBUTION DIVISION—GENERAL

38	1	B228	Senior Clerk	195
39	1	B356	Senior Storekeeper	275
40	1	B408	General Clerk-Stenographer	172
41	1	B512	General Clerk-Typist	170.50
42	1	B512	General Clerk-Typist	175
43	1	F252	Junior Civil Engineering Draftsman.....	160
43.1	1	F401	Junior Hydraulic Engineer.....	233
43.2	1	F401	Junior Hydraulic Engineer.....	175
44	1	O58	Gardener	155
44.1	4	O58	Gardener	135
45	2	O58	Gardener	150
45.1	1	O60	Head Gardener	169.50
46	4	U130	Reservoir Keeper	165
49	1	U142	Assistant Superintendent	350
50	1	U144	Superintendent	500

15. PUMPS

51	1	J4	Laborer	194
52	7	O166	Fireman of Stationary Steam Engines.....	210
54	4	O168	Engineer of Stationary Steam Engines.....	258
55	1	O172	Chief Engineer of Stationary Steam En- gines	275

16. PUMPS—PENINSULA DIVISION

57	2	O166	Fireman of Stationary Steam Engines.....	210
58	1	U214	Pump Operator	175
59	3	U214	Pump Operator (relief)	175
60	1	U214	Pump Operator (part time).....	79.50
61	1	U215	Head Pump Operator.....	200

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Ronco-
vieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Appropriating \$1,612.50, 1 B152 Court Room Clerk, Municipal Court, Creating Position of Such Position, and Providing Funds for Compensation of Same Period November 16, 1942, to June 30, 1943; and Abolishing Position of B512 General Clerk-Typist in Same Department.

(Series of 1939)

Bill No. 1941, Ordinance No., as follows:

Appropriating the sum of \$1,612.50 from the surplus existing in Appropriation No. 220.110.00, to the credit of Appropriation No. 220.110.00, creating the position of 1 B152 Court Room Clerk at \$215 per month in the Municipal Court, and providing funds for the compensation therefor for the period November 16, 1942, to June 30, 1943; abolishing position of 1 B512 General Clerk-Typist at \$155 per month in same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,612.50 is hereby appropriated from the surplus existing in Appropriation No. 220.110.00, to the credit of Appropriation No. 220.110.00, to provide funds for the compensation of 1 B152 Court Room Clerk at \$215 per month in the Municipal Court for the period November 16, 1942, to June 30, 1943.

Section 2. The position of 1 B152 Court Room Clerk at \$215 per month in the Municipal Court is hereby created; the position of 1 B512 General Clerk-Typist at \$155 per month in the same department is hereby abolished.

Recommended by the Clerk of Municipal Court.

Approved by the Presiding Judge, Municipal Court.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Amending Salary Ordinance as to Court Room Clerks and General Clerk-Typists, Municipal Court.

(Series of 1939)

Bill No. 1942, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 23, MUNICIPAL COURT, by increasing the number of positions under item 3.1 from 1 to 2 B152 Court Room Clerk at \$215, and by decreasing the number of positions under item 22 from 3 to 2 B512 General Clerk-Typist at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 23, is hereby amended to read as follows:

Section 23. MUNICIPAL COURT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	12		Judges	\$ 625
2	1	B85	Jury Commissioner, Municipal Court	400
3	12	B152	Court Room Clerk	222

3.1	2	B152	Court Room Clerk.....	215
4	1	B154	Criminal Law Clerk	185
5	1	B156	Senior Criminal Law Clerk	225
6	2	B160	Civil Law Clerk	218
6.1	1	B160	Civil Law Clerk	212
6.2	1	B160	Civil Law Clerk	185
7	3	B164	Senior Civil Law Clerk	273
7.1	1	B164	Senior Civil Law Clerk	225
8	1	B165	Cashier, Municipal Court.....	275
9	1	B170	Chief Asst. Clerk, Municipal Court	307.50
9.1	1	B171	Supervisor of the Traffic Fines Bureau.....	275
10	1	B172	Clerk of Municipal Court	500
11	1	B234	Head Clerk	250
13	4	B222	General Clerk	175
14	4	B222	General Clerk	170
15	3	B222	General Clerk	162
16	16	B222	General Clerk	155
17	1	B228	Senior Clerk	180
18	5	B420	Phonographic Reporter, \$12.50 per day plus transcriptions	
19	11	B512	General Clerk-Typist	175
20	1	B512	General Clerk-Typist	170
21	1	B512	General Clerk-Typist	160
22	2	B512	General Clerk-Typist	155
23	1	B512	General Clerk-Typist	163

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Ronco-
vieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Final Passage.

Reappropriating \$1,410.50, Compensation for B512 General Clerk-Typist, Accounting Division, Department of Public Health, and Abolishing Position of B4 Bookkeeper, Same Department; an Emergency Ordinance.

(Series of 1939)

Bill No. 1943, Ordinance No. 1832, as follows:

Reappropriating \$1,410.50 out of existing surplus in Appropriation No. 250.110.02 to provide compensation for 1 B512 General Clerk-Typist at \$155 per month and eliminating 1 B4 Bookkeeper at \$185 per month, in the Department of Public Health, effective September 28, 1942; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,410.50 is hereby reappropriated and set aside out of the existing surplus in Appropriation No. 250.110.02 to the credit of Appropriation No. 250.110.02 to provide compensation for 1 B512 General Clerk-Typist at \$155 per month in the Accounting Division of the Department of Public Health, for the period September 28, 1942, to June 30, 1943, an emergency ordinance.

Section 2. The position of B512 General Clerk-Typist at \$155 per month is hereby created in the Accounting Division of the Department of Public Health and the position of B4 Bookkeeper at \$185 per month in the Accounting Division of the Department of Public Health is hereby eliminated.

Section 3. This ordinance is passed as an emergency measure and

the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed, that an actual emergency exists which necessitates this ordinance becoming effective immediately, to-wit: the uninterrupted operation of the Health Department and for the purpose of compensating the employee affected for services rendered in performing the duties of said position.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Amending Salary Ordinance by Deleting B4 Bookkeeper, and Adding B512 General Clerk-Typist, Central Office, Department of Public Health; an Emergency Ordinance.

(Series of 1939)

Bill No. 1944, Ordinance No. 1833, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 54, DEPARTMENT OF PUBLIC HEALTH—CENTRAL OFFICE, by deleting item 11, 1 B4 Bookkeeper at \$185, and by adding item 16.2 1 B512 General Clerk-Typist at \$155 per month; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 54, is hereby amended to read as follows:

**Section 54. DEPARTMENT OF PUBLIC HEALTH—
CENTRAL OFFICE
ADMINISTRATION**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B36	Business Manager (Effective 1-1-43).....	\$ 400
1.1	1	B408	General Clerk-Stenographer	155
1.2	1	B408	General Clerk-Stenographer	168
2	1	B412	Senior Clerk-Stenographer	193
3	1	B412	Senior Clerk-Stenographer	215
4	2	B454	Telephone Operator	157
6	1	B512	General Clerk-Typist	172
7	1	B210	Office Assistant	106
8	1	B222	General Clerk (part time)	79.50
8.1	1	C52	Elevator Operator	155
8.2	1	G80	Personnel Officer	250
9	1	L16	Asst. Director of Public Health	517
10	1	L18	Director of Public Health	844.33
10.0	1	N70	Chief Food and Sanitary Inspector	325
10.1	1	O1	Chauffeur	200
10.2		B420	Phonographic Reporter at \$12.50 per day plus transcriptions (as needed).....	

ACCOUNTING

10.3	1	B4	Bookkeeper	175
12	3	B4	Bookkeeper	182

13	1	B6	Senior Bookkeeper	225
13.1	1	B6	Senior Bookkeeper	190
14	1	B14	Senior Accountant	325
15	2	B222	General Clerk	190
16	1	B412	Senior Clerk-Stenographer	180
16.1	1	B512	General Clerk-Typist	169.50
16.2	1	B512	General Clerk-Typist	155

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Public Health Department, by establishing the correct classification of this position.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Adopted.

Requesting Finance Committee of Board of Supervisors to Enter Negotiations Providing for Engineering and Fiscal Data in Connection With Consummation of Bond Sale.

(Series of 1939)

Resolution No. 2976, as follows:

Whereas, the sale of the bonds by the Board will take place shortly after approval by the voters on November 3, 1942, authorizing the acquisition of the Market Street Railway; and

Whereas, it is important that any action with reference to the proposal for bids or prospectus material be developed as shortly thereafter so that ample time may be assured prospective bidders to determine fully their bids therefor; now, therefore, be it

Resolved, That the Board of Supervisors authorize the Finance Committee to enter negotiations in order to provide such engineering and fiscal data as may be required in order to properly consummate the sale of revenue bonds if authorized by the people at the election on November 3, 1942; the cost of said service to be not charged against the City and County of San Francisco but to be borne by the successful bidder when said bonds are submitted for sale.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

City Attorney to Collect \$5,115.92, Refund From \$75,000 Advanced to Housing Authority to Aid in Land Purchase for Chinatown Low Cost Housing Project.

(Series of 1939)

Resolution No. 2977, as follows:

Whereas, in accordance with Resolution No. 1708, adopted by the Board of Supervisors on March 31, 1941, the City and County of San Francisco entered into an agreement with the Housing Authority of the City and County, whereby the City and County agreed to assist the Authority to the maximum extent of \$75,000 in acquiring land for a low rent housing project in Chinatown; and

Whereas, the Housing Authority of the City and County of San

Francisco agreed to return to the City and County such portion of the \$75,000 as may not have been expended in the payment of one-third of the amount by which the purchase price of said land exceeded \$1.50 per square foot; and

Whereas, under date of April 28, 1942, Albert J. Evers, Executive Director of the Authority, notified the Controller of the City and County of San Francisco that the last parcel of land had been acquired for the project and attached a schedule showing costs of all parcels acquired, together with a compilation by which he estimated that the Authority owed the City and County of San Francisco a refund of \$3,740.91; and

Whereas, the Controller has reported, after an audit of the land purchase expenditures by the Authority, that the Authority's computation excludes the area of Carmine Place, 2750 square feet, a dedicated street, which street is to be closed and to become a part of the subject project; and

Whereas, by the inclusion of this 2750 square feet the amount of refund due to the City and County of San Francisco would be increased from \$3,740.91 to \$5,115.92; now, therefore, be it

Resolved, That in accordance with the recommendation of the Chief Administrative Officer, who entered into the aforementioned contract with the Housing Authority, and with the concurrence of the Controller, the City Attorney be and he is hereby authorized and directed to collect from the Housing Authority, the sum of \$5,115.92, as refund of that portion of the \$75,000 advanced to the Authority on May 13, 1941, in accordance with the agreement referred to.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Final Passage.

Authorizing Appropriation of \$2,400 From Emergency Reserve Fund to the Credit of Department of Public Health to Provide for Inspection of Cooling Plants at Gustine, California, and Dos Palos, California, for the Period November 1, 1942, to June 30, 1943; an Emergency Ordinance.

(Series of 1939)

Bill No. 1947, Ordinance No. 1834, as follows:

Authorizing appropriation of \$2,400 from Emergency Reserve Fund to the credit of Department of Public Health to provide for inspection of cooling plants at Gustine, California, and Dos Palos, California, for the period November 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,400 is hereby appropriated and set aside out of the Emergency Reserve Fund to the credit of the following Department of Public Health appropriations in the amounts indicated:

Appropriation 250.120.11	Temp. Salaries, Food & Milk Insp....	\$1,600
Appropriation 250.200.11	Contractual Service, Food & Milk Insp.	800

\$2,400

to provide for inspection of cooling plants at Gustine, California, and Dos Palos, California, and ranches tributary thereto which will supply dairy cream to the people of San Francisco, for the period November 1, 1942, to June 30, 1943.

Section 2. This ordinance is passed as an emergency measure effective

tive November 1, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists which necessitates this ordinance becoming effective immediately, the nature of said emergency being that the uninterrupted supply of dairy cream is of vital importance to the health and welfare of the citizens of the City and County of San Francisco.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Passed for Second Reading.

An Amendment to Bill 1684, Ordinance 1615, Section 12, by Changing the Compensation Under Item C105 Special Janitor From \$152.50-\$162.50 to \$2.50 Per Evening in Addition to Regular Salary.

(Series of 1939)

Bill No. 1948, Ordinance No., as follows:

An amendment to Bill 1684, Ordinance 1615, Section 12, by changing the compensation under item C105 Special Janitor from \$152.50-\$162.50 to \$2.50 per evening in addition to regular salary.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1684, Ordinance 1615, Section 12, is hereby amended to read as follows:

Section 12. The compensation schedules for classifications included in Division C Custodial Service, as set forth in the Civil Service Commission's classification of positions are as follows, subject to the provisions of this ordinance:

		COMPENSATION SCHEDULE					
		1st	2nd	3rd	4th	5th	6th
		Year of	Year of	Year of	Year of	Year of	Year of
		Service	Service	Service	Service	Service	Service
C	Custodial Service						
C2	Asst. Supt. of Auditorium..	170	180	190	200	...	...
C4	Superintendent of						
	Auditorium	200	210	220	230	240	250
C52	Elevator Operator	145	155	...	...	...	...
C54	Elevator Starter	160	170	...	...	...	...
C101	Dressingroom Maid	75c hr.	...	...	...	...	...
C102	Janitress	130	140	...	...	...	...
C104	Janitor	145	155	...	...	...	...
C105	Special Janitor	2.50 per evening in addition to regular salary					
C106	Sub-Foreman Janitor	160	170	...	...	...	...
C107	Working Foreman Janitor..	165	175	185	...	...	...
C108	Foreman Janitor	175	185	...	...	...	...
C109	Stage Hand	7 and 7.50 day					
C110	Head Janitor	225	235	245	255	265	275
C112	Supervisor of						
	School Janitors	200	210	220	225	...	...
C152	Watchman	145	155	...	...	...	...
C153	Bridge Attendant	145	155	...	...	...	...
C154	Keeper, Sheriff's Ofc.....	145	155	...	...	...	...

C156	Head Keeper, Sheriff's Ofc..	175	185	195	205	215	225
C160	Harbormaster		No salary range				
C152	Custodian, Coit Tower.....		No salary range				
C202	Window Cleaner	160	170	...	...	...	...
C204	Sub-Foreman Window Cleaner	175	185	...	...	...	...
C251	Supervisor of Opera House Attendants	1.00 hr.	...	...	...	...	...
C252	Opera House Attendant....	.75 hr.	...	...	...	...	...

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Ronco-
vieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Adopted.

Requesting His Honor the Mayor to Change Business Hours of Municipal Offices.

(Series of 1939)

Resolution No. 2978, as follows:

Whereas, the Staggered Hours Committee for the Bay District, comprising representatives of the Army, the Navy, California Railroad Commission, Office of Civilian Defense, Maritime Commission, Office of Defense Transportation, the City of San Francisco and the East Bay cities have recommended a widespread program for the staggering of work hours to become effective November 16th; and

Whereas, all testimony presented to the committee indicated that unless this program is made effective prior to gasoline rationing there will be a breakdown in the mass transportation systems of San Francisco and elsewhere in the Bay District to the great detriment of the war effort and to civilian life; now, therefore, be it

Resolved, That the Board of Supervisors does hereby endorse without qualification the program for staggering work hours as recommended by the aforementioned committee; and be it

Further Resolved, That his Honor the Mayor be and is hereby respectfully requested, pursuant to the emergency powers vested in him under Section 25 of the Charter, to change the hours during which municipal public offices are required to be open for business as provided in Section 220 of the Charter and to require that said offices shall be open from 8 A.M. to 4:30 P.M.; and be it

Further Resolved, That all private organizations, the changing of the hours of business of which is necessary to the successful accomplishment of the purposes of the Staggered Hours Committee, be and they are respectfully urged to give their fullest cooperation to the end that the chaotic condition threatening our transportation condition, and which will be aggravated and increased when additional heavy loads are thrown upon the transit systems as a result of tire and gasoline rationing, may be averted.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Mead, Meyer, O'Gara, Ronco-
vieri, Shannon, Uhl—8.

Absent: Supervisors Brown, Gallagher, Green—3.

Adopted.

The following recommendation of Finance Committee, Supervisor Mead dissenting, was taken up:

Exempting Class T57, Psychiatric Social Service Worker From the Residential Qualifications Set Forth in Section 7 of the Charter.

(Series of 1939)

Resolution No. 2968, as follows:

Whereas, the Chief Probation Officer and his Honor the Mayor have recommended that the charter residential requirements for Class T57 Psychiatric Social Service Worker be waived; and

Whereas, the Civil Service Commission reports that there are not available in San Francisco any applicants qualified for said position of Psychiatric Social Service Worker, and has approved said recommendation; now, therefore, be it

Resolved, That this Board of Supervisors does hereby concur in the approval of said Civil Service Commission in exempting said position, Class T57 Psychiatric Social Service Worker, and does hereby exempt said position from the residential qualifications provided for in Section 7 of the Charter.

Adopted by the following vote:

Ayes: Supervisors Colman, MacPhee, Meyer, O'Gara, Roncovieri, Shannon, Uhl—7.

No: Supervisor Mead—1.

Absent: Supervisors Brown, Gallagher, Green—3.

Consideration Postponed.

The following recommendation of Judiciary, Legislative and Civil Service Committee was taken up:

Present: Supervisors Colman, Green, Shannon.

Mayor Requested to Suspend for Duration of the War, Emergency Provisions of Paragraph 2 of Section 163 of the Charter to Permit Persons on Retirement From City and County Service to Engage in Wartime Employment.

(Series of 1939)

Resolution No., as follows:

Whereas, there is an extremely acute labor shortage in San Francisco, which according to the best information, will presently be aggravated and increased; and

Whereas, San Francisco numbers among those on the list of retired personnel from the City and County service, as well as among the employees now in municipal service and for whom retirement is imminent, many men who are skilled mechanics and who could engage in private occupations useful and necessary in the war effort were it not for the prohibition contained in paragraph 2 of Section 163 of the Charter, as follows: "Should any retired person, except persons retired for service prior to January 8, 1932, and persons retired because of disability incurred in the performance of duty, engage in a gainful occupation prior to attaining the age of sixty-two (62), the retirement board shall reduce that part of his monthly pension or retirement allowance which is provided by contributions of the city and county, to an amount which, when added to the amount earned monthly by him in such occupation, shall not exceed the compensation on the basis of which his pension or retirement allowance was determined;" and

Whereas, the foregoing language prohibits the men heretofore referred to from working after retirement, or, as an alternative, reduces their pension in ratio to the amount earned while engaged in private employment; and

Whereas, suspension of the provisions of paragraph 2 of Section 163 of the Charter would in no way adversely affect any of the citizens of

San Francisco in that there is no longer any competition for jobs but, on the contrary, there is a scarcity of men for jobs; now, therefore, be it

Resolved, That his Honor the Mayor, as a factor in the plan for the promotion of the war effort, be and is hereby respectfully requested under the emergency powers vested in him, pursuant to Section 25 of the Charter, to suspend for the period of the war emergency, the provisions of paragraph 2 of Section 163 of the Charter, in order to permit those persons on retirement now prohibited from working in private employment, to immediately add their skill and services to war-time employment.

On motion of Supervisor Shannon, consideration of the foregoing resolution was *postponed until Monday, November 9, 1942.*

Passage for Second Reading
Amending Military Leave Ordinance.
(Series of 1939)

Bill No. 1945, Ordinance No. , as follows:

Amending Sections 382 and 384, Part I, of the San Francisco Municipal Code providing for leave of absence for military service or naval service, or other mandatory service for national defense or preparedness in time of war or in time of peace and for any person for service on any vessel of the merchant marine of the United States, by providing for leave of absence, without pay, for persons entering the Army Specialist Corps.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 382 and 384, Part I, of the San Francisco Municipal Code are hereby amended to read as follows:

Sec. 382. Specifying Officers, Employees, and Services for Which Leaves of Absence Shall Be Granted for Military or Naval, or Other Duties for National Defense or Preparedness. The head of the respective department, office, board or commission of the City and County of San Francisco, with the approval of the Civil Service Commission, and subject to the provisions of Section 153 of the Charter and Sections 382 to 385, inclusive, Part I, of this Code, shall grant military leaves of absence for active service or training to the following officers and employees for the services enumerated in this Section:

Officers and Employees Eligible for Military Leaves of Absence.

1. Any officer or employee of the City and County of San Francisco, or any uncertificated officer or employee of the Unified School District of said City and County; provided, that the temporary appointment of an employee serving under temporary civil service appointment at the time of induction or enlistment in the military service as hereinafter set forth shall be terminated upon induction into said service and his name shall be returned to the list of eligibles from which he was appointed, provided such eligible list is still in force and effect;

2. Any person under probationary appointment as an officer or employee of said City and County or said Unified School District;

3. Any person having rank or place on any civil service list of eligibles for appointment to any position under the government of said City and County, or to any uncertificated position under said Unified School District.

Services for Which Military Leaves of Absence Shall Be Granted.

1. Any branch or division of the United States—
 - (a) Army;
 - (b) Navy;
 - (c) Marine Corps.

2. Any branch or division of the State of California—
 - (a) National Guard;
 - (b) Naval Militia;
 - (c) State Guard;
 - (d) Home Guard.
3. Any service for national defense or preparedness required by mandatory order of—
 - (a) The Government of the United States or by lawful and mandatory order of any of its departments or officers;
 - (b) The Government of the State of California or by lawful and mandatory order of any of its departments or officers.
4. Any service in connection with the operation of any vessel of the Merchant Marine of the United States.
5. *Services essential to the prosecution of the war for which an employee who is subject to draft has been deferred from military duty by order of his draft board, but leaves shall only be granted in such cases when the draft board certifies to the Civil Service Commission that the employee has been deferred from military duty by reason of such essential service.*

Sec. 384. Proof of Duty—Leave With and Without Pay.

(a) Proof of Duty. Any person applying for military leave of absence shall, at such time, file with the Civil Service Commission a copy of the orders requiring such service or training for which said leave of absence as requested. Upon discharge or release from such service or training for which said leave of absence was granted, said person shall file with the Civil Service Commission a copy of such discharge or release from said service or training; provided, however, if a person on such leave of absence has standing on an eligible list, he must present an honorable discharge or release under honorable conditions from such service or training before being eligible for appointment from said eligible list.

(b) Leave With and Without Pay. Whenever any officer or employee of the City and County of San Francisco or any uncertificated officer or employee of the Unified School District of said City and County, including persons under probationary appointment, has been in the employ of said City and County or said Unified School District for one (1) year or more continuously prior to the date upon which said military leave of absence begins, he shall be allowed his regular salary or compensation during such leave of absence, but in no event shall he be paid during such leave of absence for more than thirty (30) days in any calendar year; nor for more than thirty (30) days for any period of continuous military leave of absence; provided, however, that any person granted a leave of absence under the provisions of Subdivision 4 or Subdivision 5 of Section 382 of this Article shall not be entitled to any salary or compensation for all or any portion of such leave of absence.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Adopted.

The following recommendations of Police Committee were taken up:

Present: Supervisors Gallagher, Green, Uhl.

Requesting Police Commission to Give Consideration to Striping of All Streets in Zone of Restricted Lighting.

(Series of 1939)

Resolution No. 2979, as follows:

Whereas, the so-called "Dim-Out Ordinance" heretofore enacted by this Board of Supervisors provides, in part, that within areas from

which normal automobile headlamps are visible from the sea, no vehicle shall operate during the night hours between sunset and sunrise with more than two lighted driving lamps regardless of the direction of travel, each of such lamps to provide a maximum of not more than 250 beam candlepower; and

Whereas, although it is vitally necessary that such lighting restrictions be observed, the reduced visibility resulting therefrom greatly increases the possibility of motoring accidents in that motorists find it difficult to perceive pedestrians, obstacles in roadways, and even the proper right of way within roadways; and

Whereas, in order to properly safeguard life, limb and property in the zone of restricted lighting, it is imperative that adequate precautions be taken by authorities of the City and County of San Francisco; and

Whereas, it appears that in order to provide proper guidance for motorists operating vehicles in the zone of restricted lighting, it is desirable that a double line be painted along the center line of each and every street in said zone; now, therefore, be it

Resolved, That the Police Commission of the City and County of San Francisco, and its Traffic Bureau, be and they are hereby requested to give consideration to the painting of streets in the zone of restricted lighting, as outlined hereinabove.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Amending Resolution No. 2838 by Adding Thereto Clinton Park Street, South Side, Between Guerrero and Valencia Streets, as a Street Upon Which Parking Is Prohibited Day or Night.

(Series of 1939)

Resolution No. 2980, as follows:

Resolved, That pursuant to Article 3, Section 32 of Bill 863, Ordinance 890 (Series of 1939), Traffic Code, the following parking limitations be adopted:

Parking Prohibited on Certain Streets, Day or Night

It shall be unlawful for the driver of any vehicle to stop the same or park for a longer period of time than is necessary for the actual loading or unloading and delivering of passengers or materials during any hour of the day or night on the following streets:

Adair Street.

Bernal Avenue, west side, from the south line of Brook Street to the east line of Diamond Street, and on the east side of Bernal Avenue from the south line of Brook Street to a point 500 feet northerly along the curb from the point of intersection of the easterly curb line of Diamond Street and the westerly curb line of Bernal Avenue.

Brosnan Place, north side, between Valencia and Guerrero Streets.

Bush Street, south side, between Market and Battery Streets. (For U. S. Army vehicles only.)

Chesley Street, west side.

Clinton Street, south side, from Valencia to Dolores Street.

Clinton Park Street (this side), south side of Clinton Park Street between Guerrero and Valencia Streets.

Columbia Square, east side, between Folsom and Harrison Streets.

Edith Street between Greenwich and Lombard Streets.

Eighteenth Street, north side, between Illinois and Third Streets.

Ewer Place.

Frank Place.

Geary Street, south side, from the west property line of Presidio Avenue to the east property line of 2686 Geary Street.

Grant Avenue, east side, between Bush Street and Broadway.

Grove Street, north side, between Van Ness Avenue and Franklin Street.

Hoff Street, east side, between 16th and 17th Streets.

Houston Street.

Illinois Street, west side, between 18th and 19th Streets.

Illinois Street, west side, between Mariposa and 18th Streets.

Ivy Street.

Jessie Street, north side, between First and Ninth Streets.

Jessie Street, south side, between Fourth and Fifth Streets.

Jones Street, west side, between Green and Union Streets.

Kearny Street, from Broadway to Vallejo Street.

Lexington Avenue, east side, between Sycamore Avenue and 21st Street.

Lilac Street, between 25th and 26th Streets.

Malvino Place.

Mariposa Street, south side, between Illinois and Third Streets.

Mason Street, west side, between Bush and Pine Streets.

Mountain Spring Avenue, north side, westerly for a distance of 150 feet from Glenbrook Avenue.

Natoma Street, both sides, between Fremont and First Streets.

Natoma Street, north side, between 10th and 11th Streets.

Nineteenth Street, north side, between Illinois and Third Streets.

Oregon Street, south side, between The Embarcadero and Drumm Street.

Presidio Avenue, west side, from Post Street to Geary Boulevard.

Rondell Place, east side, between 16th and 17th Streets.

San Carlos Avenue, east side, between Sycamore Avenue and 21st Street.

Sixteenth Street, first block easterly from Illinois Street.

Sixteenth Street, south side, west of Castro Street to end of paved street.

Stevenson Street, north side, between First and Ninth Streets.

Sycamore Avenue, south side, between Mission and Valencia Streets.

Sea Cliff Avenue, south side, westerly from the intersection of El Camino del Mar.

Taylor Street, east side, between Pine and California Streets.

Twentieth Street, south side, from Illinois to Massachusetts Streets.

Yerba Buena Street, east side, between Sacramento and Clay Streets.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Adopted.

The following recommendations of the Joint Committee on Public Utilities and Finance were taken up:

Present: Supervisors Roncovieri, Meyer, MacPhee, Mead, Uhl.

Declaring a Policy With Respect to the Golden Gate Bridge.

(Series of 1939)

Resolution No. 2981, as follows:

Resolved, That it is the declared policy of this Board of Supervisors that it will redound to the interest of the City and County of San Francisco if the Golden Gate Bridge be taken into either the State or Federal Highway System and that every possible legal action looking

to that end shall be immediately initiated and persistently prosecuted by the duly constituted authorities.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Reelecting Hugo D. Newhouse as Director of the Golden Gate Bridge and Highway District.

(Series of 1939)

Resolution No. 2982, as follows:

Resolved, That the Board of Supervisors of the City and County of San Francisco does hereby reelect Hugo D. Newhouse as a director of the Golden Gate Bridge and Highway District for the City and County of San Francisco effective November 25, 1942.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.**

Adopted.

The following recommendation of his Honor the Mayor was taken up:

Leave of Absence—Honorable Sam McKee.

(Series of 1939)

Resolution No. 2967, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Honorable Sam McKee, a member of the Public Utilities Commission, be and he is hereby granted a leave of absence for a period of thirty days, commencing November 17, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Passed for Second Reading.

Supervisor MacPhee presented the following Finance Committee recommendation:

An Ordinance Reciting and Establishing the Policy of the Municipal Government Respecting Municipal Personnel in Relation to the War Effort; Creating a San Francisco Municipal War Manpower Committee and Setting Forth the Duties of Said Committee.

(Series of 1939)

Bill No. 1949, Ordinance No., as follows:

An ordinance reciting and establishing the policy of the municipal government respecting municipal personnel in relation to the war effort; creating a San Francisco Municipal War Manpower Committee and setting forth the duties of said committee.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The policies of the Civil Service Commission of the City and County of San Francisco respecting municipal personnel in relation to the war effort as expressed in the resolution of that body adopted on October 14, 1942, are hereby adopted as the policy of the municipal government of the City and County of San Francisco, as follows:

- (a) A larger portion of the overall manpower facilities of the community must be made available for service directly connected with the war effort and to this end the personnel requirements of the municipal government shall be curtailed and reduced.
- (b) Manpower needed for essential municipal governmental functions shall be recruited and retained in the service of the municipality but the recruitment of such employees shall be carried on in full recognition of the need for manpower in war industries.
- (c) The flow of non-essential manpower in the municipal employ (that is, surplus employees or employees not engaged in essential municipal governmental functions) to the service of the war effort is desirable and necessary and shall be facilitated. Likewise, employees who possess skills which are needed in the service of the war effort but which are not utilized in their municipal employment shall likewise be made available for service in the war effort.

Section 2. In order to carry out and make fully effective the policy expressed in Section 1 hereof, there is hereby created and established a San Francisco Municipal War Manpower Committee, which committee shall consist of the following:

- (a) The Mayor or a representative to be designated by him,
- (b) A member of the Board of Supervisors, to be designated by the said Board,
- (c) The Chief Administrative Officer,
- (d) The Controller, and
- (e) The Personnel Director and Secretary of the Civil Service Commission.

Section 3. It shall be the duty of the San Francisco Municipal War Manpower Committee to devise ways and means of carrying out and facilitating the fullest operation of the policy expressed in Section 1 hereof and specifically it shall be the duty of the said committee to

- (a) Determine after proper investigation and after consultation with the respective department heads what employments, positions, or offices may without serious impairment of essential governmental functions be abolished for the duration of the war, either by consolidation, curtailment, or elimination of functions, procedures or services, or by simplification of processes and procedures or by rearrangement of work schedules or by any other means, and make recommendations thereon to the officer, board or commission having jurisdiction over such employments, positions or offices;
- (b) Determine, record and codify the skills and experience of every employee and officer of the municipal government in those occupations, crafts and employments which are now or which may hereafter be needed in the war effort;
- (c) Consult with and cooperate with the Civil Service Commission and other officers, boards and commissions in devising ways and means to facilitate and expedite the transfer to the service of the war effort of any surplus

employees of the municipal government or employees not engaged in essential municipal governmental functions or employees whose skills can be better utilized in the war effort; and to devise ways and means of safeguarding their status as municipal employees while engaged in the service of the war effort;

- (d) Consult with and cooperate with the Civil Service Commission and other officers, boards and commissions in devising ways and means of facilitating interdepartmental transfers of employees when the services of such employees may not be needed in their own department but whose services may be needed elsewhere in the municipal government, and to determine priority of need for personnel available to the municipal government, to the end that the manpower of the municipal government shall be utilized to the best advantage on essential functions of the municipal government.

Section 4. It shall be the duty of the San Francisco Municipal War Manpower Committee to recommend to the Board of Supervisors such legislation as may be necessary to make fully effective and operative the policy expressed in Section 1 hereof or which may be necessary to carry out the duties with which the said committee is hereby charged.

Section 5. Employees of the City and County and officers thereof shall cooperate with the said committee in carrying on the duties with which it is hereby charged.

Discussion.

Supervisor Shannon, in discussing the foregoing bill, suggested the Manager of Utilities be named as a member of the San Francisco Municipal War Manpower Committee, inasmuch as there are so many employees in the departments under his jurisdiction.

Supervisor O'Gara suggested, also, the advisability of having the Board of Education represented on the committee.

Mr. William Henderson, representing the Civil Service Commission, reported on the deliberations resulting in the drafting and presentation of the foregoing legislation. In the discussions on the foregoing matter, stated Mr. Henderson, the inclusion of the Manager of Utilities as a member of the San Francisco Municipal War Manpower Committee, in place of the Controller, was considered. Later on it was developed that this committee should be, not a committee of department heads, but of officials who were dealing primarily with services as a whole, and that it would be better to have the Controller on the committee than to have the Manager of Utilities.

Thereupon, the roll was called and the foregoing bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Appointment of Supervisor MacPhee as Member of Committee.

Thereupon, Supervisor Mead, at the suggestion of the President, moved that Supervisor MacPhee be designated to represent the Board of Supervisors on the San Francisco Municipal War Manpower Committee.

No objection and so ordered.

"Freezing" of Departmental Surpluses.

Supervisor MacPhee presented, with recommendation of the Finance Committee, a bill providing to prohibit the use of departmental surpluses

for any purposes other than those for which the appropriations were originally set up, without the permission of the Board of Supervisors.

The City Attorney, however, declined approval of the proposed legislation, holding it to be unconstitutional.

Supervisor MacPhee, however, stated his belief that it was good legislation, even though the City Attorney had ruled against it. The Board of Supervisors is always blamed for any increase in the tax rate, and now it is proposed that the Board do everything possible to reduce the tax rate for next year. This is one way to do that. If the Board votes this, it will undoubtedly be recognized by the Controller, and he will refuse to appropriate funds for other purposes than originally provided, without the Board's approval. The legislation should be passed even without the City Attorney's approval.

The City Attorney, in reply to questioning by Supervisor O'Gara, stated that he did not believe such legislation would become law, even if enacted, without the City Attorney's approval.

Thereupon, Supervisor O'Gara moved that the entire matter be referred to the Judiciary Committee. Motion seconded by Supervisor Roncovieri.

Supervisor O'Gara, in support of his motion, announced that he was in favor of what is intended. However, he had not had an opportunity of studying the opinion of the City Attorney, and he thought it would be better not to pass out of hand matters of this kind, and he believed that whatever delay would be caused by reference to committee would be worth while. He would like to receive copies of correspondence in connection with the proposed legislation.

The Controller, who was present in the chambers during the discussion, informed the Board as to how surpluses accrue, and explained his policy regarding the disposition of such surpluses. If the Board should pass such legislation, as proposed, he would, of course, recognize it as a mandate from the Board. He would, however, suggest that the Board adopt a resolution of policy in this regard.

The City Attorney, thereupon, announced that, if it were desired, he would prepare such a resolution, requesting the Controller not to make any transfers of surpluses without the approval of the Board of Supervisors.

Whereupon, after brief temporary postponement, Supervisor MacPhee presented the following resolution, prepared by the City Attorney, as suggested:

Recommending the "Freezing" of Departmental Surpluses.

(Series of 1939)

Resolution No. 2984, as follows:

Recommending to the Controller That Surpluses in Personal Service or Any Other Appropriations in Any Department Be Transferred for Any Other Purpose Only After the Passage of an Appropriation Ordinance by the Board of Supervisors Reappropriating Said Surpluses.

Whereas, by reason of the fact of the enlistment of employees from the various departments of the City and County of San Francisco in the armed forces of the United States, as well as their engaging in essential war activities with the permission of their respective departments and the Civil Service Commission, a surplus is accruing in the various departments in the personnel service appropriations; and

Whereas, if said surpluses can be maintained until the end of the fiscal year, said surpluses will tend to reduce the tax rate for the coming year; now, therefore, be it

Resolved, That this Board of Supervisors does hereby request the Controller that, before surpluses in personal service appropriations,

or any other appropriations, are transferred from one fund to another in any department, an appropriation ordinance of the Board of Supervisors be enacted authorizing the transfer of said appropriation.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Importuning His Honor Mayor Angelo J. Rossi to Waive the Residential Requirements of Section 7 of the Charter for the Duration of the Existing Emergency.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No., as follows:

Whereas, increasing concern is being manifested by the civic authorities over the currently acute housing situation; and

Whereas, immediate and effective methods must be adopted to provide decent habitation for the countless numbers of war workers, officers and personnel of the armed forces now in our midst as well as for the thousands that will inevitably find their way here; and

Whereas, any display of apathy to this grave danger will unquestionably not only wreak incalculable havoc with the war effort but may well menace the health and welfare of the entire community; and

Whereas, the inherent qualities of impugnable courage, determination of purpose and vision possessed by our city fathers during the catastrophic days of 1906 and which enabled them to build a bigger and better San Francisco from the ashes and smouldering ruins of those memorable days, should prove an incentive and inspiration to those of us who are striving to meet the present demands of the present exigency; and

Whereas, Ordinance No. 1829, recently passed by this Board of Supervisors, providing for the relaxation of certain health, safety and fire regulations may alleviate this intolerable condition to some extent, still other channels of succor must be explored and exploited in order to definitely and thoroughly efface the ominous spector that hovers over our fair city; and

Whereas, among the thirteen thousand city employees are many who own homes outside the limits of the City and County of San Francisco, who would gladly relinquish their residences in our city, thus making them available to the war workers, officers and personnel of the armed forces, were they not barred by Section 7 of the Charter, which provides in part: ". . . any officer or employee of the City and County may live outside the City and County of San Francisco upon the authorization of the Department of Public Health filed in the office of the Civil Service Commission and granted on account of the ill health of said officer or employee or the ill health of a member of the immediate family of said officer or employee"; now, therefore, be it

Resolved, That this Board of Supervisors, duly cognizant of the impending crisis, respectfully importunes his Honor Mayor Angelo J. Rossi to waive, through the exercise of his emergency powers, the residential requirements of Section 7 of the Charter, for the duration of the existing emergency.

Referred to Public Health and Welfare Committee.

Clerks for Official Canvass of Votes Cast at General Election,
Tuesday, November 3, 1942.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2985, as follows:

Resolved, That pursuant to Section 7921 of the Elections Code of the State of California, the Registrar of Voters is hereby directed to proceed immediately to canvass the returns of the General Election held on Tuesday, November 3, 1942, and that the following clerks are designated to serve on the said canvass:

Thomas Ashe	Florence Casassa	Martha Newell
W. E. Monohan	Elmira Coburn	Mary Hause
Jos. Dawson	Agnes B. Cox	Ella Hutchins
Michael Fahey	Eunice Egan	Mary Hyland
Thomas Brewer	Angela Forsberg	Bess McWhirter
Michael Phelan	Mary F. Heuelcke	Beulah Perkins
Mabel Frahm	Gladys Hoch	Sophie Witchie
Alice Garnett	Ingeborg Holter	Hazel Krebs
Ann Doherty	Jane H. Horton	Helene Lansing
Emma Bonnifield	Agnes Jonas	Myrtle Loomis
Ellen Westlund	Alma Jones	Isabelle Massing
Eugenia Foster	E. R. Faucompre	Rose Newstat
Winifred Grant	Roy Tyson	Evelyn Sherwood
Hildegard Bowen	Lester Stern	Catherine L. Sierra
Alice Drady	Vincent Brown	Lucille Sowers
Elizabeth Mead	John Carmody	Ida K. Smith
Elvira Baechler	Alice Graham	Virginia Vannucci
Margaret Ballod	Betty Lawlor	Hazel Hoch
Marian K. Beggs	Louise Smith	Edna Wilkins
Elva Benner	Esther Brosamle	Sadie Wolfe.
Elsa Burkhard	Lillie Ennor	

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

In Memoriam—Mrs. Helen McSheehy.

(Series of 1939)

Supervisor Colman presented:

Resolution No. 2987, as follows:

Whereas, it is with deep regret and profound sorrow that this Board of Supervisors learns of the misfortune that has befallen our former colleague, James B. McSheehy, in the tragic death of his wife, Mrs. Helen McSheehy; now, therefore, be it

Resolved, That the Board of Supervisors expresses to its former colleague, James B. McSheehy, its deepest sympathy and its profound condolence in his sad bereavement; and be it further

Resolved, That when the Board of Supervisors adjourns this day it does so out of respect to the memory of the late Mrs. Helen McSheehy and direct its Clerk to prepare a suitable copy of this resolution to be forwarded to former Supervisor James B. McSheehy.

Unanimously adopted by rising vote.

In Memoriam—Lieutenant Charles Kendrick.

(Series of 1939)

(The following resolution was presented by Supervisor Colman at the meeting of October 26, 1942, and is inserted here as a matter of record.)

Resolution No. 2986, as follows:

Whereas, the history of the battle of Guadalcanal will record the heroic passing of Lieutenant Charles Kendrick of the United States Marine Corps; and

Whereas, the details of the gallant battle of the Solomons reveal that only three days after Admiral Nimitz, while bestowing the Distinguished Flying Cross for having brought down six Japanese planes, declared him to be "an inspiration to all American forces," Lieutenant Kendrick, true to the tradition of the United States Marine Corps, went to his untimely end during an engagement with an enemy force greatly superior in number; and

Whereas, that consolation which will afford his beloved family a respite from their poignant grief, will be pervaded with the memory that Lieutenant Charles Kendrick was a typical American youth; that he lived morally, fought valiantly and passed to a happier world assisting in the endeavor to preserve upon this earth the ideals and principles so cherished by the American people; and

Whereas, San Francisco, which will be poorer for the loss of such a citizen as Lieutenant Charles Kendrick, mourns his loss, not only from a civic point of view but particularly to his bereaved family; now, therefore, be it

Resolved, That this Board of Supervisors, sincerely grieved at the passing of Lieutenant Charles Kendrick, takes this opportunity to publicly commend and express its appreciation for his "Semper Fidelis" service and to convey to his sorrowing family an expression of deepest sympathy; and be it further

Resolved, That an engrossed copy of this resolution be presented to Major and Mrs. Charles Kendrick, the parents of Lieutenant Charles Kendrick.

Unanimously adopted by rising vote.

Request for Information as to Policy of Public Welfare Commission re Relief of Indigents.

Supervisor Uhl requested that the Clerk obtain information from the Public Welfare Commission, as follows:

What were the Commission's recommended allowances to indigent women on October 1, 1941? On October 1, 1942?

What were the Commission's recommended allowances to indigent men on October 1, 1941? On October 1, 1942?

What are the Commission's reasons for sending aged men and women to Laguna Honda Home?

What is the cost of maintenance of men and women at Laguna Honda Home?

What are the cash balances on hand in the various funds of the Public Welfare Commission?

No objection, and the Clerk was *directed to obtain the desired information.*

Request for City Attorney's Opinion.

Supervisor Shannon requested that the Clerk obtain from the City Attorney whether a federal government official is entitled to hold a state, city or highway district position at the same time he is holding a federal position.

No objection and so ordered.

Removal of Traffic Buttons.

Supervisor Uhl called attention to the removal from the streets of traffic buttons, and commended the Chief Administrative Officer for the efficient manner in which, under his direction, those buttons were being removed.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:20 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors November 9, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, November 9, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, NOVEMBER 9, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, November 9, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Shannon was noted present at 2:15 p. m.

Supervisor Brown was noted present at 3:00 p. m.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of November 2, 1942, was considered read and approved.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Appropriation of \$20,000 From Water Department Land Purchase Fund, Land Required for San Andreas Outlet No. 3, San Mateo County.

(Series of 1939)

Bill No. 1922, Ordinance No. 1836, as follows:

Appropriating the sum of \$20,000 from the Water Department Land Purchase Fund to the credit of Appropriation No. 90-600-66, to provide for the purchase of land required for the San Andreas Outlet No. 3, San Mateo County.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$20,000 is hereby appropriated from the Water Department Land Purchase Fund to the credit of Appropriation No. 90-600-66, to provide for the purchase of land required for the San Andreas Outlet No. 3, San Mateo County.

Approved by the Public Utilities Commission; Manager of Utilities.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Providing for the Bonding of Personnel Director and Secretary,
Civil Service Commission.**

(Series of 1939)

Bill No. 1923, Ordinance No. 1837, as follows:

Amending Section 1 of Bill No. 1281, Ordinance No. 1242, "providing for the bonding of the Recorder, Coroner, City Engineer (County Surveyor), and Superintendent of Schools of the City and County of San Francisco for the faithful performance of their duties; and providing for the repeal of the provisions of conflicting ordinances," by providing for the bonding of an additional official, namely, the Personnel Director and Secretary of the Civil Service Commission.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 1 of Bill No. 1281, Ordinance No. 1242, enacted by the Board of Supervisors June 30, 1941, is hereby amended to read as follows:

"Section 1. The Recorder, Coroner, City Engineer (County Surveyor), Superintendent of Schools of the City and County of San Francisco and the Personnel Director and Secretary of the Civil Service Commission shall give bond to the State of California and to the City and County of San Francisco for the faithful performance of their duties in the following amounts:

Recorder	\$10,000
Coroner	10,000
City Engineer (County Surveyor)	10,000
Superintendent of Schools	5,000
Personnel Director and Secretary, Civil Service Commission	50,000"

Recommended by the Civil Service Commission.

Recommended by the Purchaser of Supplies.

Recommended by the Controller.

Approved as to form by the City Attorney.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

**Authorizing the City Attorney to File a Disclaimer in Actions
Brought by the United States of America in Which the City and
County of San Francisco Has No Interest.**

(Series of 1939)

Bill No. 1924, Ordinance No. 1848, as follows:

Authorizing the City Attorney to file a disclaimer in actions brought by the United States of America in which the City and County of San Francisco has no interest.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The City Attorney is hereby authorized, empowered and directed to file a disclaimer in eminent domain proceedings brought by

the United States of America in actions involving parcels of land in which the City and County of San Francisco claims no right, title or interest.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Providing the Procedure to Be Followed by the Board of Supervisors in Adopting the Annual Budget and Related Ordinances, and Providing for Financial Planning in Connection Therewith.

(Series of 1939)

Bill No. 1925, Ordinance No. 1847, as follows:

Providing the procedure to be followed by the Board of Supervisors in adopting the Annual Budget and related ordinances, and providing for financial planning in connection therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. *Introduction and Publication*—The proposed budget and appropriation ordinance, for all departments and offices for each ensuing fiscal year, shall, upon transmission to the Board of Supervisors by the Mayor (as provided in Section 72 of the Charter), be deemed to have been regularly introduced and shall be published as required by law.

Section 2. *Reference to Finance Committee and Date of Reporting*—The proposed budget and appropriation ordinance, the detailed estimate of revenues, the Mayor's message, and any accompanying budget submissions shall, upon receipt by the Clerk of the Board of Supervisors, be transmitted by him directly to the Finance, Revenue and Taxation Committee of the Board of Supervisors.

The Finance Committee shall return the proposed budget and appropriation ordinance to the Board of Supervisors with its report thereon not later than the 15th day of May.

Section. 3. *Supplemental Budget Requests*—The Board of Supervisors shall not consider any requests to increase any amount or add any new item for personal services or materials, supplies or contractual services for any department or office in the proposed budget unless such requests are received by the Board prior to the 15th day of May.

Section 4. The Board of Supervisors shall:

a. *Public Hearings*

Fix the date or dates (not less than five days after publication, and not later than the 10th day of May) for public hearings on the proposed budget and appropriation ordinance;

b. *Consideration of the Budget*

Not later than the 15th day of May, meet for its consideration of the proposed budget and appropriation ordinance;

c. *Adoption of the Budget*

Not later than the 21st day of May, adopt the proposed budget;

d. *Pass for Second Reading—Annual Appropriation Ordinance and Annual Salary Ordinance*

On the 26th day of May, or if said day is a holiday, then on the prior legal day, and not before, pass for second reading, the annual appropriation ordinance and the annual salary ordinance;

e. Finally Pass Annual Appropriation Ordinance

On the first day of June, finally pass the annual appropriation ordinance;

f. Finally Pass Annual Salary Ordinance

Finally pass the annual salary ordinance in the manner required by law.

Section 5. Financial Planning—It shall be the duty of the Finance, Revenue and Taxation Committee of the Board of Supervisors, at all times, to keep informed of the budget requirements of the several offices and departments for the purpose of developing financial plans or programs to be recommended to the Board of Supervisors to be put into effect for the benefit of the City and County of San Francisco. For the purpose of assisting the Finance Committee in carrying out the intent of this section, it shall have power, pursuant to the provisions of Section 21, for and on behalf of the Board of Supervisors to inquire and secure from the several departments and offices such reports and information as may be necessary to assist them in this purpose in strict conformance with all of the provisions of Sections 21 and 22 of the Charter.

Approved as to form by the City Attorney.

October 19, 1942—*Referred to Finance Committee.*

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Reappropriating \$760 Out of Surplus Existing in Public Library Funds to Provide for Compensation of Two Janitresses, Period November 1, 1942, to June 30, 1943; Creating Positions of 2 C102 Janitresses; and Eliminating Position of 1 C102 Janitress in Public Library.

(Series of 1939)

Bill No. 1926, Ordinance No. 1838, as follows:

Reappropriating the sum of \$760 out of the surplus existing in Appropriation No. 214-110-00 to the credit of Appropriation No. 214-110-00 to provide for the compensation of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month for the period November 1, 1942, to June 30, 1943.

Creating the positions of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month and eliminating the position of 1 C102 Janitress at \$95 per month in the Public Library.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That the sum of \$760 is hereby reappropriated out of the surplus existing in Appropriation No. 214-110-00 to the credit of Appropriation No. 214-110-00 to provide for the compensation of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month for the period November 1, 1942, to June 30, 1943.

Section 2. The positions of 1 C102 Janitress at \$65 per month and 1 C102 Janitress at \$30 per month are hereby created and the position of 1 C102 Janitress at \$95 per month is hereby eliminated in the Public Library.

Recommended by the City Librarian.

Approved by the Library Commission.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Salary Ordinance, Public Library, as to Janitors and Janitresses.

(Series of 1939)

Bill No. 1927, Ordinance No. 1839, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 17, PUBLIC LIBRARY, by deleting item 14 1 C102 Janitress (part time) at \$95; by increasing the number of positions under item 15 from 11 to 12 Janitor or Janitress (part time) at \$65; and by increasing the number of positions under item 16 from 7 to 8 Janitor or Janitress (part time) at \$30 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 17, is hereby amended to read as follows:

Section 17. PUBLIC LIBRARY

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1		City Librarian	\$ 460
2	1	A154	Carpenter, \$11.50 per day 4 mos., \$12 per day 8 mos.	
3	1	B72	Secretary, Library Commission	317
4	11	B210	Office Assistant	106
5	2	B222	General Clerk	168
7	1	B423	Assistant to City Librarian	200
8	1	B512	General Clerk-Typist	175
9	1	B516	Senior Clerk-Typist	200
10	1	C52	Elevator Operator	155
11	1	C52	Elevator Operator (part time)	65
12	1	C101	Dressing Room Maid (part time)	75
13	1	C102	Janitress	137
15	12		Janitress or Janitor (part time).....	65
16	8		Janitress or Janitor (part time).....	30
17	1	C104	Janitor (part time)	125
17.1	4	C104	Janitor	145
17.2	1	C107	Working Foreman Janitor	165
18	1	C152	Watchman	145
19	1	C152	Watchman	155
20	1	J 54	Book Repairer	123
21	4	J 54	Book Repairer	130
22	1	J 56	Sub-Foreman Book Repairer	140
23	1	O1	Chauffeur	186
24	1	O168	Engineer of Stationary Steam Engines.....	258
25	1	X12	Chief Branch Librarian	200
26	1	X14	Chief Circulation Librarian	200
27	4	X20	Head Librarian	195
28	3	X20	Head Librarian	175
29	3	X20	Head Librarian	180
30	5	X20	Head Librarian	185
31	1	X22	Head Catalog Librarian	225
32	1	X24	Head Order Librarian	195
33	1	X26	Head Music Librarian	195
34	1	X28	Head Periodical Librarian	195

35	1	X30	Head Children's Librarian	195
36	1	X32	Head Reference Librarian	250
37	3	X40	Senior Librarian	145
38	2	X40	Senior Librarian	150
39	6	X40	Senior Librarian	160
40	16	X40	Senior Librarian	170
41	2	X40	Senior Librarian	180
43	3	X42	Librarian	130
44	7	X42	Librarian	140
45	6	X42	Librarian	150
46	1	X42	Librarian	160
47	4	X42	Librarian	170
48	1		Station Keeper	50
49	4		Station Keeper	15

TEMPORARY SERVICES

50	X42	Librarian (as needed) 50c per hour
51		Library Page (part time) 35c per hour....

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Amending Salary Ordinance as to Janitors, Board of Education.

(Series of 1939)

Bill No. 1928, Ordinance No. 1840, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 83, BOARD OF EDUCATION, by deleting item 45 1 C104 Janitor (part time) at \$16, and by increasing the number of positions under item 46 from 1 to 2 C104 Janitors (part time) at \$25 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 83, is hereby amended to read as follows:

Section 83. BOARD OF EDUCATION—

NON-CERTIFICATED EMPLOYEES

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months.....	291
			8 months.....	303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175

16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
46	2	C104	Janitor (part time).....	25
47	34	C105	Special Janitor	162.50
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205
64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200

69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75			Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.
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*One position subject to classification by the Civil Service Commission.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Regulating the Keeping of Small Animals, Poultry and Game.

(Series of 1939)

Bill No. 1896, Ordinance No. 1835, as follows:

Amending Section 37 of Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, pertaining to the keeping and feeding of small animals, poultry and game, by providing for the installation of approved ventilation, adequate light and ratproofing in commercial establishments; and providing for the gradual installation of equipment and material required under certain conditions.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 37, Article 1, Chapter V (Health Code), Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 37. Keeping and Feeding of Small Animals, Poultry and Game Birds. It shall be unlawful for any person, firm or corporation, without first obtaining a permit from the Department of Public Health so to do, to keep or feed, or cause to be kept or fed, or permit to be kept or fed, on premises over which any such person, firm or corporation may have control, the following: Live hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, within the first and second residential districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco.

(a) **Enclosures.** Provided, however, that when a permit has been issued for the maintenance of any of the above, the same must be kept and fed in coops or enclosures complying with the following requirements, to-wit:

(1) The floor of said coop or enclosure shall be of concrete not less than two (2) inches thick and covered either with a layer of cement not less than one-half ($\frac{1}{2}$) inch thick or asphalt not less than one (1) inch thick.

(2) The said coop or enclosure shall be entirely surrounded by a brick or concrete wall at least five (5) inches in thickness and one (1) foot high.

(3) The said coop or enclosure shall be entirely surrounded by a galvanized iron wire mesh fence, wall or sides extending at least six (6) feet above the ground, which mesh shall not be greater than one-half ($\frac{1}{2}$) inch in size.

(4) Provided, however, that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl shall be permitted between the hours of sunrise and sunset to run at large within the limits of the premises. Said coops or enclosure shall be kept closed during the time that said hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots, game birds or other fowl are so running at large. The said premises to be safely fenced so that said animals and fowl cannot escape therefrom.

(b) Prohibitions. It shall be unlawful for any person, firm or corporation to keep or feed, or cause to be kept or fed, or permit to be kept or fed the following: Hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, game birds, parrots of any species or other fowl in movable or portable coops in premises which are not ratproof, unless the said coops are constructed with a metal bottom and metal sides extending to a height of at least one (1) foot, surmounted by a metal cage of one-half ($\frac{1}{2}$) inch wire mesh.

It shall be unlawful for any person, firm or corporation to engage in the business of keeping, feeding, or breeding any hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, dogs, cats, for commercial purposes, within the first and second residential districts as defined by existing law.

(c) Commercial Purposes. It is hereby declared to be unlawful to conduct for commercial purposes any establishment in which dogs, cats, hares, rabbits, guinea pigs, chickens, turkeys, geese, ducks, doves, pigeons, parrots of any species, game birds of any species, are kept and maintained in the Commercial District, Light Industrial District and Heavy Industrial District, as those districts are at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, without first obtaining from the Department of Public Health a permit so to do.

No permit shall be issued by the Department of Public Health to any person, firm or corporation, to keep or maintain for commercial purposes any of the above named fowl, animals or birds within the Commercial, Light Industrial or Heavy Industrial Districts as at present defined by existing law, or as may hereafter be defined by the City Planning Commission of the City and County of San Francisco, unless said person, firm or corporation has complied in full with the following requirements:

(1) It shall be unlawful to establish hereafter any place of business for the sale of the fowl, animals or birds specified above within twenty-five (25) feet of any door, window or other opening of any dwelling, apartment house or hotel if live fowl, animals or birds intended for sale are kept therein. It shall be unlawful to keep said live fowl, animals or birds in any basement, sub-basement or cellar in any place of business unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and is also adequately lighted, completely rat-proofed and complies fully with the sanitary requirements set forth in Section 440, Article 8, Chapter V of this code.

(2) It shall be the duty of the Director of Public Health and he is hereby expressly empowered to prescribe to the owners of existing establishments wherein such live fowl, animals or birds are kept for purposes of sale, such sanitary improvements as may appear to the Director of Public Health to be necessary and advisable and such systems and methods of ventilation of basements, sub-basements and cellars above referred to as may appear desirable for gradual installation during the present war emergency if the equipment and materials therefor are available. It shall be unlawful after the present war emergency has terminated to keep any of the live fowl, animals or birds hereinabove specified in any basement, sub-basement or cellar unless such basement, sub-basement or cellar is adequately ventilated as approved by the Director of Public Health and complies fully with the sanitary requirements of this code; provided, however, that the owners of said establishments shall have a reasonable period of time to be prescribed by the Director of Public Health following the termination of said war emergency to obtain necessary material and equipment to comply with this provision.

(3) The floors of all such premises must be constructed of water-proof material properly drained to the sewer.

(4) Said premises shall be ratproof, all openings properly fly-screened, and adequate provision must be made for the elimination of all odors.

(5) The walls and ceilings of all such premises must be of hard finished plaster, painted with two coats of lead and oil paint, light in color.

(6) In all premises where slaughtering of fowl, birds or animals is carried on in connection with the keeping of said fowl, birds or animals, the killing room must be entirely separate from that part of the premises occupied by the live fowl, animals or birds.

The floors of said slaughtering room must be of water-proof material, properly drained to the sewer. The walls and ceilings must be of hard finished plaster and painted with two coats of lead and oil paint, light in color. Refrigerating equipment must be installed for the reception of the dressed fowl, birds or animals, properly connected to the sewer. Toilet and lavatory facilities for the use of the employees engaged in the handling and slaughtering of such birds, animals or fowl must be installed in conformity with the provisions of the plumbing law.

(d) **Exceptions.** The terms and provisions of this section shall not apply to the keeping, liberation for exercise, or racing of homing or carrier pigeons which are not raised or kept for the market or for commercial purposes, and the lofts or pigeon houses wherein said homing or carrier pigeons are kept are elevated at least three (3) feet above the ground or other foundation upon post-legs or pillars completely surrounded or covered by smooth jointless galvanized sheet metal, and within not less than twenty (20) feet from the door or window of any building used for human habitation, and the entire floor, and sides for at least two (2) feet extending upwards from the bottom of the floor of said lofts or pigeon houses, are covered or protected by galvanized iron or its equivalent, concrete, or eighteen (18) gauge wire mesh of not more than one-half ($\frac{1}{2}$) inch and the interior of said lofts or pigeon houses, wherein such carrier or homing pigeons are kept, are registered by the owners thereof with the Department of Public Health of the City and County of San Francisco, and the said lofts or pigeon houses shall be inspected by the said Department of Public Health of the City and County of San Francisco at least once a year.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Authorizing Execution of Agreement Between County of San Mateo and City and County of San Francisco for Proposed Widening of Geneva Avenue Between Schwerin Street and Bayshore Boulevard in San Mateo County, and Authorizing Supplemental Appropriation of \$10,000 From Special Road Improvement Fund for the Acquisition of Land Incident Thereto.

(Series of 1939)

Bill No. 1937, Ordinance No. 1845, as follows:

Authorizing the execution of an agreement between the County of San Mateo and the City and County of San Francisco for the proposed widening of Geneva Avenue between Schwerin Street and the Bayshore Boulevard in San Mateo County, and authorizing a supplemental appropriation ordinance in the amount of \$10,000 from the surplus in the Special Road Improvement Fund to the credit of Appropriation 248.926.00 necessary for the acquisition of land for the proposed widening of Geneva Avenue between Schwerin Street and the Bayshore Boulevard in San Mateo County.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Authorizing the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco to execute an agreement with the County of San Mateo for the widening of Geneva Avenue between Schwerin Street and Bayshore Boulevard in the County of San Mateo.

Section 2. Authorizing a supplemental appropriation ordinance of \$10,000 from the surplus in the Special Road Improvement Fund to the credit of Appropriation 248.926.00 necessary for land acquisition in connection with the proposed widening of Geneva Avenue between Schwerin Street and Bayshore Boulevard in San Mateo County.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to funds available by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Authorizing Quitclaim Deed to Housing Authority in Exchange for Water Pipe Line Easement in Glen Craggs Project.

(Series of 1939)

Bill No. 1938, Ordinance No. 1846, as follows:

Authorizing quitclaim deed to Housing Authority in exchange for water pipe line easement in Glen Craggs Project.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. In accordance with the recommendation of the Public Utilities Commission, the Mayor and the Clerk of the Board of Supervisors on behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a quitclaim deed to the Housing Authority of the City and County of San Francisco relinquishing any interest of the City in and to that certain real property situated in the City and County of San Francisco, State of California, acquired by said Housing Authority from the Crocker Estate Company by deed recorded August 20, 1941, in Book 3800, page 43,

and from Ella Sundman Cunningham by deed recorded January 24, 1942, in Book 3848, page 178, Official Records of San Francisco. Said real property comprises the site for the Glen Craggs Project.

Section 2. In consideration for said quitclaim deed the City and County of San Francisco, a municipal corporation, shall receive a deed from the Housing Authority of the City and County of San Francisco to a water pipe line easement over a five-foot strip of land through said site, 2.5' each side of the following described center line:

Beginning at a point on the westerly line of Sussex Street distant thereon south $9^{\circ}24'$ west 28.93' from an angle point in said westerly line of Sussex Street, opposite the northwest corner of Lot 20, Block "F" as shown on map entitled "Additions to Castro Street Addition and Glen Park Terrace" filed March 25, 1910 in the Office of the County Recorder of the City and County of San Francisco, thence south $50^{\circ}43'$ West 289.98' thence south $50^{\circ}30'$ west 22.50' more or less to a point in the northeasterly boundary line of the lands of the City and County of San Francisco, said point being distant south $23^{\circ}42'$ east 36' more or less from an angle point therein.

Section 3. The Director of Property shall deliver said quitclaim deed to the grantee upon receipt of the necessary deed to said easement and is hereby authorized to accept and record the latter deed.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Final Passage.

The following recommendation of Education, Parks and Recreation Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Roncovieri, MacPhee.

Ratifying Lease Between the Board of Park Commissioners and Lee Dougan for the Leasing of Land Bounded on the North and West by Sloat Boulevard and Sunset Boulevard.

(Series of 1939)

Bill No. 1935, Ordinance No. 1844, as follows:

Ratifying lease between the Board of Park Commissioners and Lee Dougan for the leasing of land bounded on the north and west by Sloat Boulevard and Sunset Boulevard.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That that proposed lease bearing date of August 24, 1942, between the Board of Park Commissioners and Lee Dougan is hereby ratified and approved.

Section 2. That the terms of said lease provide for rental of that certain parcel of land under the control of the Board of Park Commissioners lying within a tract of land bounded on the north and west by Sloat Boulevard and Sunset Boulevard, as shown on Map No. 4011, entitled "Map Showing Property for Proposed Lease, Vicinity of Sloat Boulevard, Skyline Connection." The period of the lease shall be for one year, with an option to extend the same for an additional year, and the rental shall be at the rate of fifty dollars (\$50) per month.

The lessee, Lee Dougan, shall be limited to the use of the premises as a golf practice range, and for no other purpose.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Final Passage.

The following recommendations of Streets Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors Meyer, Mead.

Accepting Roadway of Crossing of Quesada Avenue and Quint Street, Including the Curbs.

(Series of 1939)

Bill No. 1931, Ordinance No. 1841, as follows:

Providing for acceptance of the roadway of crossing of Quesada Avenue and Quint Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Crossing of Quesada Avenue and Quint Street, including the curbs.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Accepting Roadway of Gates Street, Between Powhattan Avenue and Bernal Heights Boulevard, and the Crossing of Gates Street and Powhattan Avenue, Including the Curbs.

(Series of 1939)

Bill No. 1932, Ordinance No. 1842, as follows:

Providing for acceptance of the roadway of Gates Street between Powhattan Avenue and Bernal Heights Boulevard, and the crossing of Gates Street and Powhattan Avenue, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Gates Street between Powhattan Avenue and Bernal Heights Boulevard, and the crossing of Gates Street and Powhattan Avenue, including the curbs.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Changing and Establishing Grades on Egbert Avenue, Between Newhall Street and a Line at Right Angles to the Northeasterly Line of 367.36 Feet Southeasterly From Phelps Street; and on Newhall Street, Between Egbert Avenue and a Line Parallel with and 298.13 Feet Southerly From Carroll Avenue.

(Series of 1939)

Bill No. 1933, Ordinance No. 1843, as follows:

Changing and re-establishing the official grades on Egbert Avenue between Newhall Street and a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street; and on Newhall Street, between Egbert Avenue and a line parallel with and 298.13 feet southerly from Carroll Avenue.

Whereas, the Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 10th day of August, 1942, by Resolution No. 2812 (Series of 1939). declare its intention to change and re-establish the grades on Egbert Avenue between Newhall Street and a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street; and on Newhall Street, between Egbert Avenue and a line parallel with and 298.13 feet southerly from Carroll Avenue.

Whereas, more than thirty days have elapsed since the first publication of said Resolution of Intention; therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The grades on the following named streets at the points hereinafter named and at the elevations above City base as hereinafter stated, are hereby changed and established as follows:

<i>Egbert Avenue</i>	<i>Feet</i>
Newhall Street	28.30
On a line at right angles to the southerly line of 254 feet westerly from the westerly line of Newhall Street produced	30.67
On a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street.....	38.44
(The same being the present official grade.)	

<i>Newhall Street</i>	
Egbert Avenue	28.30
On a line parallel with and 298.13 feet southerly from Carroll Avenue	28.30
(The same being the present official grade.)	

On Egbert Avenue between Newhall Street and a line at right angles to the northeasterly line of 367.36 feet southeasterly from Phelps Street and on Newhall Street between Egbert Avenue and a line parallel with and 298.13 feet southerly from Carroll Avenue be changed and established to conform to true gradients between the grade elevations above given therefor.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

NEW BUSINESS.**Adopted.**

The following recommendations of Finance, Revenue and Taxation Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department, for November, 1942.

(Series of 1939)

Resolution No. 2991, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department, containing Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, including discontinuances and other transactions for the month of November, 1942, are hereby approved; and be it

Further Resolved, That the Public Welfare Department recommendations for care of Needy Aged Persons in County Hospital, as provided under Section 2160.7, Welfare and Institutions Code, State of California, effective as noted, are hereby approved; and be it

Further Resolved, That the Clerk of the Board of Supervisors is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Refund of Erroneous Payment of 1942 Personal Property Taxes, \$31.73—J. T. Blalock, 114 Sansome Street.

(Series of 1939)

Resolution No. 2992, as follows:

Resolved, That the sum of \$31.73 be and it is hereby authorized to be paid to J. T. Blalock, 114 Sansome Street, San Francisco, being a refund from Appropriation No. 60.969.00 of erroneous payment of 1942 personal property taxes on cash bond in case of Mae Sidelinger vs. Louis Rubenstein et al., No. 161118 in Municipal Court, due to application of full tax rate instead of intangible rate.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Land Purchase—Aquatic Park, Parcel No. 5.

(Series of 1939)

Resolution No. 2993, as follows:

Resolved, Pursuant to Resolution No. 106 (Series of 1939), adopted by this Board on February 20, 1939, and in accordance with the recommendation of the Park Department that the City and County of San Francisco, a municipal corporation, accept a deed from California Packing Corporation to Lot 5, Assessor's Block 9, San Francisco, required for Aquatic Park, and that the sum of \$24,587.96 be paid for said land from Appropriation No. 212.600.05.

The City Attorney shall examine and approve the title to said property.

Recommended by the Park Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Land Purchase—Lafayette Park, Parcels 9 and 10.

(Series of 1939)

Resolution No. 2994, as follows:

Resolved, Pursuant to Resolution No. 1917, adopted by this Board on May 6, 1935, and in accordance with the recommendation of the Park Department that the City and County of San Francisco, a municipal corporation, accept a deed from Coast Bay Company, or the legal owner, to Lots 1, 2 and 3, Assessor's Block 616, San Francisco, required for Lafayette Park, and that the sum of \$40,000 be paid for said land from Appropriation No. 212.600.02.

The City Attorney shall examine and approve the title to said property.

Recommended by the Park Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Land Purchase—Fleishhacker Playfield, Parcel No. 8.

(Series of 1939)

Resolution No. 2995, as follows:

Resolved, Pursuant to Resolution No. 1828, adopted by this Board on April 1, 1935, and in accordance with the recommendation of the Park Department, that the City and County of San Francisco, a municipal corporation, accept deeds from the below named parties, or the legal owners, to the westerly 4.752 acres of Lot 40, Assessor's Block No. 7201, San Francisco, required for Fleishhacker Playfield, and that the total sum of \$18,794.89 be paid for said land from Appropriation No. 212.600.01, as follows:

Wells Fargo Bank & Union Trust Co., 56/100 interest	\$10,525.14
The Bank of California N. A., 44/100 interest.....	8,269.75

The City Attorney shall examine and approve the title to said property.

Recommended by the Park Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Authorizing Acceptance of Deed From Visitacion Valley Community Center to Certain Land and Improvements on Raymond Avenue, in Assessor's Block 6237, and Repealing Resolution No. 3704.

(Series of 1939)

Resolution No. 2996, as follows:

Resolved, That the City and County of San Francisco, a municipal corporation, accept a deed from the Visitacion Valley Community Center, a California corporation, to the following described real property situated in the City and County of San Francisco, State of California:

Commencing at a point on the northeasterly line of Raymond Avenue, distant thereon 275 feet southeasterly from the southeasterly line of Alpha Street; running thence southeasterly along the northeasterly line of Raymond Avenue 125 feet; thence at a right angle northeasterly 100 feet; thence at a right angle northwesterly 125 feet; thence at a right angle southwesterly 100 feet to the point of commencement.

Being Lots 12, 13, 14, 15 and 16, in Block No. 65 of the Reis Tract.

Together with the improvements thereon.

It is understood that the grantor shall have the right to occupy and use the aforesaid premises and building as a recreation and health center for a period of twenty years from and after the date of recording the deed conveying said land to the City and County of San Francisco.

The City Attorney shall examine and approve the title to said property.

Resolution No. 3704, adopted by this Board on December 20, 1937, is hereby repealed.

Approved by the Director of Property and the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—9.

Absent: Supervisors Brown, Shannon—2.

Passed for Second Reading.

Appropriating the Sum of \$1,500 From the Surplus Existing in Appropriation No. 230.110.00, to the Credit of Appropriation No. 230.110.00, Creating the Position of 1 B125 Assistant Cashier at \$200 per Month in the Office of the Recorder, Providing Funds for Compensation Therefor for Period November 16, 1942, to June 30, 1943; Abolishing the Position of General Clerk at \$200 per Month in the Same Office.

(Series of 1939)

Bill No. 1950, Ordinance No., as follows:

Appropriating the sum of \$1,500 from the surplus existing in Appropriation No. 230.110.00, to the credit of Appropriation No. 230.110.00, creating the position of 1 B125 Assistant Cashier at \$200 per month in the office of the Recorder, providing funds for compensation therefor for period November 16, 1942, to June 30, 1943; abolishing the position of General Clerk at \$200 per month in the same office.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,500 is hereby appropriated from the surplus existing in Appropriation No. 230.110.00, to the credit of Approp-

priation No. 230.110.00, to provide funds for the compensation of 1 B125 Assistant Cashier at \$200 per month in the office of the Recorder for the period November 16, 1942, to June 30, 1943.

Section 2. The position of 1 B125 Assistant Cashier at \$200 per month in the office of the Recorder is hereby created; the position of 1 B222 General Clerk at \$200 per month in the same office is hereby abolished.

Recommended by the Recorder.

Approved by the Chief Administrative Officer.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Amendment to Bill No. 1734, Ordinance No. 1667, Section 33, Department of Finance and Records—Recorder, by Decreasing the Number of Positions Under Item 5 From 3 to 2 B222 General Clerk at \$200; by Renumbering Items 3.0 and 3.1 to 3.2 and 3.3; by Adding Item 3.1 1 B125 Assistant Cashier at \$200; by Correcting the Class Number Under Item 3.2 From B183 to B184; and by Decreasing the Salary Rate Under Item 8 From \$200 to \$155 per Month.

(Series of 1939)

Bill No. 1951, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 33, DEPARTMENT OF FINANCE AND RECORDS—RECORDER, by decreasing the number of positions under item 5 from 3 to 2 B222 General Clerk at \$200; by renumbering items 3.0 and 3.1 to 3.2 and 3.3; by adding item 3.1 1 B125 Assistant Cashier at \$200; by correcting the class number under item 3.2 from B183 to B184; and by decreasing the salary rate under item 8 from \$200 to \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 33, is hereby amended to read as follows:

**Section 33. DEPARTMENT OF FINANCE AND RECORDS—
RECORDER**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B80	Chief Clerk	\$ 325
2	1	B81	Recorder	500
3	1	B124	Cashier	250
3.1	1	B125	Assistant Cashier	200
3.2	1	B184	Supervisor of Documents	220
3.3	2	B222	General Clerk	175
4	2	B222	General Clerk	199
5	2	B222	General Clerk	200
6	1	B222	General Clerk, 1 mo. \$215, 11 mos. \$155....	
7	2	B228	Senior Clerk	215
8	1	B408	General Clerk-Stenographer	155
9	10	B512	General Clerk-Typist	200
9.1	1	B512	General Clerk-Typist	175
11	5	B512	General Clerk-Typist	170

12	2	B512	General Clerk-Typist	163
13	4	B512	General Clerk-Typist	170.50
14	1	B512	General Clerk-Typist	155

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Authorizing a Supplemental Appropriation Ordinance in the Amount of \$40,000 From the Surplus Existing in the Special Road Improvement Fund to the Credit of Appropriation No. 248.927.00, Necessary for the Construction of a Wood Crib Wall and Incidental Drainage Structures to Retain and Restore the Slopes of the Cut on the West Side of Bernal Avenue South of the Richland Avenue Bridge.

(Series of 1939)

Bill No. 1952, Ordinance No., as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$40,000 from the surplus existing in the Special Road Improvement Fund to the credit of Appropriation No. 248.927.00, necessary for the construction of a wood crib wall and incidental drainage structures to retain and restore the slopes of the cut on the west side of Bernal Avenue south of the Richland Avenue Bridge.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$40,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to the credit of Appropriation No. 248.927.00, necessary for the construction of a wood crib wall and incidental drainage structures to retain and restore the slopes of the cut on the west side of Bernal Avenue south of the Richland Avenue Bridge.

Recommended by the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Registering and Licensing Bicycles.

(Series of 1939)

Bill No. 1957, Ordinance No., as follows:

Amending Part III of the San Francisco Municipal Code by adding Article 6, pertaining to the registering and licensing of bicycles, by providing for a Table of Contents, license required—exception, application, issuance of license—fee, license tags—owner to affix on bicycle, registration cards, transfer of license, transfer fee—duplicate license fee, license period—penalty, no prorating or refunding of fees, and providing for frame serial numbers, dismantling, enforcement, rules and regulations to be adopted, violations—a misdemeanor, and effective date.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part III of the San Francisco Municipal Code is hereby amended by adding Article 6, to read as follows:

ARTICLE 6

BICYCLES

- Section 400. Definitions.
- Section 401. License required—Exception.
- Section 402. Application.
- Section 403. Issuance of license—Fee.
- Section 404. License tags—Owner to affix on bicycle.
- Section 405. Registration cards.
- Section 406. Transfer of license.
- Section 407. Transfer fee—Duplicate license fee.
- Section 408. License period—Penalty.
- Section 409. No prorating or refunding of fees.
- Section 410. Frame serial numbers—Unlawful act.
- Section 411. Dismantling.
- Section 412. Enforcement.
- Section 413. Rules and regulations to be adopted.
- Section 414. Violations, a misdemeanor.
- Section 415. Effective date.

Sec. 400. **Definitions.** As used in this Article, the following words and phrases shall have the meanings respectively ascribed to them:

(a) **Bicycle.** A vehicle having two (2) wheels set tandem, propelled by human power applied through pedals, and designed for seating and carrying one or more persons, the number being determined by the number of seats built onto the vehicle by the manufacturer thereof.

(b) **Person.** Any person, firm, corporation, company or association.

(c) **Owner.** That person, firm, corporation, company or association in whose name the title of the bicycle is vested.

(d) **Rental Agency.** Any person, firm, corporation, company or association engaged in the business of offering for rental or renting a bicycle for use by the public, either exclusively or in conjunction with some other business.

(e) **Operator.** That person who is actually engaged in the act of propelling, guiding or handling the bicycle at any given time.

Sec. 401. **License Required—Exception.** It shall be unlawful for any person or rental agency to operate or use or permit to be operated or used any bicycle on the streets and highways of the City and County of San Francisco without first obtaining from the Tax Collector a license therefor, and unless such bicycle is properly registered and tagged. Provided, however, that an owner of a bicycle having a valid license attached to same, which license was issued by a municipality other than the City and County of San Francisco, may use or operate such bicycle in the City and County of San Francisco during the period of time said license is valid without being required to obtain a license as provided for in this Article.

Sec. 402. **Application.** Application for a license shall be made to the Tax Collector in writing upon blanks provided by him, which shall be signed by the applicant and contain the name, date of birth, physical description, and address of the owner, together with a complete description of the bicycle. The application of a rental agency shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, and the

number and make of the bicycles proposed to be rented, together with the frame numbers of such bicycles.

Sec. 403. Issuance of License—Fee. Upon receipt by the Tax Collector of the application hereinbefore provided and the payment of a license fee of Fifty (50c) Cents a year for each bicycle therein set forth, the Tax Collector shall issue the applicant a license tag with a sealing device and a registration card for each such bicycle, together with a receipt for the fee paid.

Sec. 404. License Tags—Owner to Affix on Bicycle. The license tag issued as a part of the license shall be of such design, color and material as the Tax Collector shall prescribe, and each tag shall clearly show the year for which issued, have stamped thereon the letters "SFBL," and shall be consecutively numbered. License tags for use by rental agencies shall, in addition to the above requirements, have the serial number thereon prefixed by the letter "R." It shall be unlawful for any owner or operator of a bicycle subject to the provisions of this Article to operate or use or permit to be operated or used any such bicycle on the streets or highways of the City and County of San Francisco without first affixing such license tag to said bicycle by means of the accompanying seal and securely fastening said license tag to either end of the frame of the bicycle in such a manner as to prevent the tag from swinging. Such license tag shall be maintained free from foreign materials and in a condition to be clearly legible.

Sec. 405. Registration Cards. Registration cards shall be of such design, color and material as the Tax Collector shall prescribe, shall be in quintuplicate, serially numbered, and shall contain the name, date of birth, physical description, and address of the owner, together with the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. Registration cards issued rental agencies shall be serially numbered, and shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. The owner or operator of a bicycle on the streets or highways of the City and County of San Francisco shall keep available the registration card for such bicycle and shall produce such card for inspection whenever it may be demanded by a police officer or a deputy license collector. The Tax Collector shall forward to the Chief of Police the duplicate and triplicate copies of each registration card within twenty-four (24) hours after issuing same; the quadruplicate copy shall be retained by the Tax Collector for his records; and the quintuplicate copy shall be mailed by the Tax Collector to the licensee within thirty (30) days prior to the expiration date of the license as a notice for renewal.

Sec. 406. Transfer of License. It shall be the duty of every person who sells or transfers ownership of a licensed bicycle to report such sale or transfer within ten (10) days thereafter by returning to the Tax Collector the registration card issued to such person as licensee thereof, together with the name and address of the person to whom said bicycle was sold or transferred. It shall be the duty of the purchaser or transferee of such bicycle to apply to the Tax Collector for a transfer of registration therefor within ten (10) days after said sale or transfer.

Sec. 407. Transfer Fee—Duplicate License Fee. For each transfer of ownership of a licensed bicycle or for the issuing of a duplicate license tag or registration card for a lost or destroyed tag or card, the Tax Collector shall collect a fee of Fifty (50c) Cents.

Sec. 408. License Period—Penalty. All bicycle licenses, includ-

ing tags and registration cards, issued under the provisions of this Article shall date from the first day of January of each year and shall be issued for one (1) year from the aforesaid date. Before issuing a license, the Tax Collector shall collect from the owner thereof, if he has failed to obtain such license in the month of January, or in case of failure to obtain a transfer of registration within the time specified, a penalty of Twenty-five (25c) Cents per month or fraction thereof that such owner is delinquent in the payment of the fee; provided, that where the Tax Collector has good and sufficient evidence that the applicant has not used the bicycle prior to the date when application is made, no penalty shall be imposed in such instances; and further, provided, that the monetary penalty for non-payment of the license fee shall not be collected by the Tax Collector for the first six (6) months of the calendar year 1943.

Sec. 409. No Prorating or Refunding of Fees. Fees paid under the provisions of this Article shall not be prorated or refunded.

Sec. 410. Frame Serial Numbers—Unlawful Act. Every licensed bicycle shall have a manufacturer's serial number stamped on its frame or, if such serial number is not on said frame or has been destroyed, mutilated or obliterated, or if such serial number is illegible or insufficient for identification purposes, the owner of said bicycle shall have stamped on its frame a number for identification purposes. It shall be unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame.

Sec. 411. Dismantling. Within ten (10) days after any bicycle licensed hereunder shall have been dismantled and taken out of operation, such information shall be reported to the Tax Collector by the owner of such bicycle.

Sec. 412. Enforcement. The Chief of Police shall enforce the provisions of this Article and may suspend or revoke any license issued thereunder for any violation thereof, or of any of the ordinances of the City and County of San Francisco or provisions of the San Francisco Municipal Code relating to street traffic insofar as the same are applicable, and may impound any unlicensed or improperly licensed bicycle. Any bicycle that has been so impounded and not redeemed within thirty (30) days from the date of impounding may be stored by the Chief of Police and any storage charges therefor shall be a lien and charge against said bicycle and shall be paid before such bicycle is released to the person entitled thereto. The action of the Chief of Police as to any of the matters herein referred to shall be conclusive and final. No license shall be issued to or for any person who has had a license revoked until the expiration of one (1) year from the date of revocation. The revocation or suspension of a license or the impounding of a bicycle may be in addition to other penalties provided hereunder.

Sec. 413. Rules and Regulations to Be Adopted. The Chief of Police and the Tax Collector are authorized to adopt, promulgate and enforce such rules and regulations regarding bicycles as will enable the Chief of Police and the Tax Collector to enforce and carry out the meaning and intent of this Article.

Sec. 414. Violations, a Misdemeanor. It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this Article. Any person violating any of the provisions or failing to comply with any of the mandatory requirements of this Article shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided for in this Code.

Sec. 415. **Effective Date.** The effective date of this Article is hereby made the first day of January, 1943.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Refused Passage for Second Reading.

The following, from Finance, Revenue and Taxation Committee, with recommendation "Do Not Pass," was taken up:

Present: Supervisors MacPhee, Mead, Uhl.

An Amendment to Bill No. 1734, Ordinance No. 1667, Section 83, Board of Education, by Adding Item 53.1 2 C152 Watchmen (as Needed) at \$145 per month; an Emergency Ordinance.

(Series of 1939)

Bill No. 1953, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 83, BOARD OF EDUCATION, by adding item 53.1 2 C152 Watchmen (as needed) at \$145 per month; an Emergency Ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 83, is hereby amended to read as follows:

Section 83. BOARD OF EDUCATION— NON-CERTIFICATED EMPLOYEES

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs....\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months.....	
3	1	A162	Foreman Carpenter—4 months.....	291
			8 months.....	303
4	3	A354	Painter at \$12 per day.....	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education.....	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator.....	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170

25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served.....	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
46	2	C104	Janitor (part time).....	25
47	34	C105	Special Janitor	162.50
50	16	C107	Working Foreman Janitor.....	185
51	5	C107	Working Foreman Janitor.....	175
52	1	C107	Working Foreman Janitor.....	165
53	1	C112	Supervisor of School Janitors.....	275
53.1	2	C152	Watchmen (as needed).....	145
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time).....	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker.....	205
64	15	O168	Engineer Stationary Steam Engines.....	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required.....	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed).....	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening.....	

TRUCK RENTAL—CONTRACTUAL

75

Trucks over 2500 lbs. and not over 4500
lbs. at rate of \$265 per month for not
more than 23 days per month.

*One position subject to classification by the Civil Service Commission.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Board of Education.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Refused Passage for Second Reading by the following vote:

Noes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Referred to Finance Committee.

The following recommendation of Judiciary, Legislative and Civil Service Committee was taken up:

Present: Supervisors Colman, Green, Shannon.

Mayor Requested to Suspend for Duration of the War, Emergency Provisions of Paragraph 2 of Section 163 of the Charter to Permit Persons on Retirement From City and County Service to Engage in Wartime Employment.

(Series of 1939)

Resolution No., as follows:

Whereas, there is an extremely acute labor shortage in San Francisco, which according to the best information, will presently be aggravated and increased; and

Whereas, San Francisco numbers among those on the list of retired personnel from the City and County service, as well as among the employees now in municipal service and for whom retirement is imminent, many men who are skilled mechanics and who could engage in private occupations useful and necessary in the war effort were it not for the prohibition contained in paragraph 2 of Section 163 of the Charter, as follows: "Should any retired person, except persons retired for service prior to January 8, 1932, and persons retired because of disability incurred in the performance of duty, engage in a gainful occupation prior to attaining the age of sixty-two (62), the retirement board shall reduce that part of his monthly pension or retirement allowance which is provided by contributions of the city and county, to an amount which, when added to the amount earned monthly by him in such occupation, shall not exceed the compensation on the basis of which his pension or retirement allowance was determined;" and

Whereas, the foregoing language prohibits the men heretofore referred to from working after retirement, or, as an alternative, reduces their pension in ratio to the amount earned while engaged in private employment; and

Whereas, suspension of the provisions of paragraph 2 of Section 163 of the Charter would in no way adversely affect any of the citizens of San Francisco in that there is no longer any competition for jobs but, on the contrary, there is a scarcity of men for jobs; now, therefore, be it

Resolved, That his Honor the Mayor, as a factor in the plan for the

promotion of the war effort, be and is hereby respectfully requested under the emergency powers vested in him, pursuant to Section 25 of the Charter, to suspend for the period of the war emergency, the provisions of paragraph 2 of Section 163 of the Charter, in order to permit those persons on retirement now prohibited from working in private employment, to immediately add their skill and services to war-time employment.

November 2, 1942—Consideration postponed one week.

Discussion.

Supervisor Shannon, in discussing the foregoing proposed legislation, pointed out that it is a war-time measure, and that San Francisco is the only city that does not have this kind of legislation on its books. He moved that the resolution be adopted.

Supervisor Colman announced that Mr. Ralph Nelson had told him that at the present time it would make a difference of about \$10,000 per year in funds necessary for the retirement system, and that he did not know what the cost would be in the future. For that reason, he would move, as an amendment to the motion, that the resolution be referred to the Finance Committee. Motion seconded by Supervisor O'Gara.

Supervisor Colman, in speaking to his motion, and in reply to questioning by Supervisor Uhl, held the proposed resolution to be a matter of finance. Retired employees, below the age of 62 years, who are now employed, are turning into the Retirement System, by way of deductions from their pension allowances, some \$10,000 per year. This legislation will, if approved, result undoubtedly in other city employees now eligible for retirement, retiring and engaging in employment, at an increased cost to the city and county. For that reason, it is a matter of finance, and should be studied from that angle.

Supervisor MacPhee announced that since the resolution is a controversial one, the Finance Committee would be willing to take the matter, study it and make a recommendation, but it might be just as well to have the matter referred to the entire Board and to be disposed of.

Supervisor Mead held that under the circumstances, because of the tremendous shortage of men, he felt that retired men should be privileged to draw both their pensions and whatever they might be able to earn in other employment. This legislation would enable men, now retired, to work in shipyards or in any other defense work without being penalized.

Supervisor Shannon opposed reference to Finance Committee. San Francisco must face the situation as it exists today; the President of the Board is talking about what may happen in the future. There is an emergency, and men are needed in the shipyards and in other defense work. This will enable retired men to engage in some useful employment without being penalized. As to the cost of \$10,000 to the City and County, what does that amount to in the winning of the war.

Supervisor Green stated that although he agreed to a very great extent with the views of Supervisor Shannon, it was a Finance Committee matter, and in accordance with the rules of the Board, he would vote for Supervisor Colman's motion.

Thereupon, the roll was called and the motion to refer to Finance Committee *failed* by the following vote:

Ayes: Supervisor Colman, Green, MacPhee, O'Gara—4.

Noes: Supervisors Gallagher, Mead, Meyer, Roncovieri, Shannon, Uhl—6.

Absent: Supervisor Brown—1.

Thereupon, the President, with the permission of the Board, relinquished the Chair temporarily, and requested Supervisor Gallagher to take the Chair.

Committee of the Whole.

Supervisor Uhl, seconded by Supervisor Shannon, moved that the Board resolve itself into a Committee of the Whole.

No objection, and so ordered.

Thereupon, Supervisor Shannon moved that Supervisor Gallagher preside as chairman of the Committee of the Whole.

No objection, and so ordered.

Mr. Fred Gibeau, representing retired members of the Police and Fire Departments, urged approval of the resolution under consideration. Retired employees have earned their pensions, some of which are as low as \$15 per month. The \$10,000 about which Supervisor Colman speaks, is in reality a tribute paid by pensioners.

Supervisor Colman, in further discussion of the proposed legislation, repeated that he was opposed to the measure. He did not think it fair. It is true that we are in a crisis and every man is needed in the war effort. How many men will be affected and would go into the war effort, he could not, of course, tell. In order to make this material, a great many men who are eligible must take advantage of it. They will go into the shipyards at full pay for their work and will get, in addition, their pensions. They are not entitled to that. They can go to the shipyard now without sacrificing any pension rights but merely the pension that they would get while they are working. It is true that the men have earned their pensions, but they have earned it under the present law. As to need, there is less need now in war time than in peace time, because of the higher wages now. Many men may leave the city's service who would not otherwise do so. The work of the fireman and policeman is just as essential and as important as is war work. Firemen and policemen should not be encouraged to leave their present positions.

Mr. Nelson, from the Retirement System, stated that at the present time about \$10,000 annually is being deducted from pensions to retired employees who are working.

Supervisor Mead held that men are entitled to their pensions, and should not be discriminated against.

Mr. Nelson, in reply to questions by Supervisor O'Gara, reported that there are at present four retired employees from miscellaneous services; four from police service; seventy-five from fire service; twelve police disability and 158 for miscellaneous disability. These retired employees range in age from 30 to 62 years, and in all states of health.

Thereupon, Supervisor O'Gara moved that consideration be postponed until Monday, November 16, 1942, and that the Clerk procure from Mr. Nelson, during the interim, a statement as to the maximum amount that might be lost to the city, and the maximum number of people who might be affected by the proposed legislation. The Board of Supervisors should know the worst that might happen to the City and County, from a financial point of view.

Supervisor Colman, in further explanation of his views, announced that while the Board was merely requesting the Mayor to suspend certain sections of the Charter during the duration, he did not want to request anything of the Mayor that he did not believe to be in the best interest of the City and County, or that would be illegal.

The City Attorney advised the Board that, in his opinion, the Mayor would have no right to do what was being requested of him, inasmuch as there was no emergency to warrant the suspension of Charter provisions.

Committee of the Whole Arises and Reports.

Thereupon, Supervisor Green, seconded by Supervisor Shannon, moved that the Committee of the Whole rise and report.

No objection, and so ordered.

Whereupon, Supervisor Green, moved that further consideration be postponed until Monday, November 16, 1942. Motion seconded by Supervisor O'Gara.

Supervisor Colman, seconded by Supervisor O'Gara, moved as an amendment to the motion, that the resolution be referred to Finance Committee.

Supervisor Shannon opposed the motion for reference to Finance Committee. After hearing by the Committee, the matter will be returned to the Board and the whole thing will be heard again. He was opposed, also, to postponement.

Reference to Committee.

Thereupon, the roll was called and the motion to refer to Finance Committee *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, O'Gara, Roncovich—6.

Noes: Supervisors MacPhee, Mead, Meyer, Shannon, Uhl—5.

Re-reference to Committee.

The following recommendations of Police Committee were taken up:

Present: Supervisors Gallagher, Green, Uhl.

Defining Term Automobile Parking Station.

(Series of 1939)

Bill No. 1954, Ordinance No., as follows:

Amending Section 1 of Bill No. 683, Ordinance No. 3108 (New Series) now designated as Section 430, Article 13, Chapter IV, Part II, of the Municipal Code defining automobile parking station and qualifying said definition.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Bill No. 683, Ordinance No. 3108 (New Series), now designated as Section 430, Article 13, Chapter IV, Part II, of the Municipal Code, is hereby amended to read as follows:

NOTE: Amendments are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed [].

[Section 430. Definition. An Automobile Parking Station is hereby defined to be: A lot or parcel of land or any portion thereof not enclosed by a roofed building, where an automobile or automobiles is/are kept, placed, stored, or allowed to remain. Said terms shall not be construed to apply to the keeping, placing or storing of automobiles used in the transaction of any business, trade or occupation upon any lot or parcel of land owned, leased or rented by the person, firm or corporation conducting said business, trade or occupation; nor shall it be construed to prohibit the owner of an automobile or automobiles from putting, keeping, placing or storing his automobile or automobiles upon any lot or parcel of land owned by him, nor shall it prohibit the owner or lessor of any lot or parcel of land from permitting not more than two (2) automobiles not owned by him, being kept or stored thereon, provided that no compensation or charge or consideration expressed or implied directly or indirectly is made, paid or promised for said storage or keeping.]

Section 430. Definition. *For the purposes of this Article, an automobile parking station shall be any parcel of land not enclosed by a roofed building where automobiles are kept, placed or stored, provided, however, that the provisions of this Article shall not apply to any such parcel of land used for the following described purposes:*

(1) *For the parking, keeping or storing of automobiles belonging to the owner or lessee of such parcel of land;*

(2) *Where the owner or lessee of such parcel of land permits not more than two automobiles not owned by himself to be placed, kept, stored or parked thereon, provided no charge is made therefor;*

(3) *Where the owner or lessee of any store provides such a parcel of land adjacent to or in the vicinity of said store for the placing, keeping, storing or parking of automobiles belonging to the customers of said store, while such customers are visiting said store and where no charge is made or promised for such placing, keeping, storing or parking;*

(4) *Where and to the extent that the owner or lessee of the lot, places, keeps, stores or parks thereon the automobile or automobiles used by such owner or lessee in the transaction of any business, trade or occupation conducted by such owner or lessee.*

[Whenever used in this Article the term "Lot or Parcel" shall be construed to mean lot or parcel as delineated upon the diagrams and plots of the Assessor of this city and county.]

Wherever used in this Article the term "store" shall include wholesale or retail store, restaurant, theatre or other place of business.

Approved as to form by the City Attorney.

Explanation: Permits wholesale or retail store, restaurant, theatre or other place of business to have unlimited parking space for patrons in one or more parking lots, so long as no charge is made therefor. Such space must be in close proximity to business granting such parking privilege. Does not, however, remove limitation of two motor vehicles for small businesses where no charge is made therefor.

November 2, 1942—Consideration postponed one week.

On motion by Supervisor Gallagher, the foregoing bill was *re-referred to Police Committee.*

Re-referred to Committee.

Providing for Restricted Parking on Certain Designated Parts of the Following Named Streets in the City and County of San Francisco: Washington, Clay, Jackson, Front, Davis, Drumm and Oregon.

(Series of 1939)

Resolution No., as follows:

Whereas, the San Francisco Commission District, that is, that portion of the wholesale district of the City and County of San Francisco where fruits, vegetables and other foodstuffs are imported into and from there distributed throughout the city, is concentrated in a small area; and

Whereas, for the past several years the streets of this area have gradually become heavily congested; and

Whereas, the present war emergency resulting in the constant and continuously increasing influx of civilian workers into the city and county and the necessity for supplying foodstuffs to the various armed forces has placed such an added burden on the facilities of said wholesale food district that said armed forces cannot obtain such foodstuffs with the proper and needed facility; and

Whereas, there is grave danger that the food distribution within the city and county may be seriously impaired unless some action is taken to obviate this congestion in the streets of said district during the morning hours when vehicles transporting said foodstuffs are concentrated therein; and

Whereas, the United States Department of Agriculture, after a thorough survey of said conditions, has recommended, among other things, that parking on the streets of said district be restricted during certain hours to commercial vehicles carrying produce and foodstuffs; and

Whereas, this Board finds that said restricted parking is necessary in order to facilitate the distribution of such produce and foodstuffs within the City and County of San Francisco; now, therefore, be it

Resolved, That it shall be unlawful for the driver of any vehicle, other than a commercial vehicle used for the importation or distribution of fruits, vegetables, produce and other foodstuffs within the City and County of San Francisco, to stop or park said vehicle on that portion of the following named streets designated below between the hours of 5:00 A. M. and 9:00 A. M.; provided, however, that the provisions of this resolution shall not apply on Sundays and legal holidays:

Clay Street, between Battery and Drumm Streets;
 Washington Street, between Battery Street and the Embarcadero;
 Jackson Street, between Battery Street and the Embarcadero;
 Front Street, between Clay and Jackson Streets;
 Davis Street, between Clay and Jackson Streets;
 Drumm Street, between Clay and Jackson Streets;
 Oregon Street, between Front Street and the Embarcadero.

Approved as to form by the City Attorney.

November 2, 1942—Consideration postponed one week.

On motion by Supervisor Gallagher, who pointed out that an amendment to the second item, Washington Street, was desired to provide for no parking at all on Washington Street between Battery Street and The Embarcadero between 5 a. m. and 9 a. m., except for loading zones, the foregoing resolution was *re-referred to Police Committee.*

Passed for Second Reading.

Prohibiting Construction or Repair of Vehicles on Public Streets.
 (Series of 1939)

Bill No. 1955, Ordinance No., as follows:

Amending Part II, Chapter XI, "Traffic Code," Article 3, of the San Francisco Municipal Code, by adding thereto a new section to be known as Section 65, prohibiting the construction or repair of any vehicle upon any public street except such repairs as are necessary in case of accident or breakdown to remove the said vehicle from said street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part II, Chapter XI, "Traffic Code," Article 3, of the San Francisco Municipal Code is hereby amended by adding thereto Section 65, to read as follows:

Section 65. **Construction or Repairing of Vehicles.** It shall be unlawful for any person, firm, or corporation to construct or cause to be constructed or repair or cause to be repaired any vehicle or any part of any vehicle upon any public street except such repairs as may be necessary in case of an accident or breakdown to enable the removal of said vehicle from the street.

Approved as to form by the City Attorney.

November 2, 1942—Consideration postponed one week.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendations of Streets Committee were taken up:

Present: Supervisors Meyer, Gallagher.

Approving Map Showing the Widening of a Portion of the Easterly side of Badger Street Between Cayuga Avenue and Calvert Drive.

(Series of 1939)

Resolution No. 2997, as follows:

Resolved, That the certain map entitled, "Map showing the widening of a Portion of the easterly side of Badger Street between Cayuga Avenue and Calvert Drive," composed of one sheet, approved the day of October, 1942, by Director of Public Works Order No. 18742, be and is hereby approved and made official, and parcels 1 and 2, previously accepted and shown hatched thereon, are hereby declared to be an open public street dedicated to public use to be known by the name of Badger Street.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Description approved by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Approving Map Showing the Widening of Sixteenth Street Between Seventh Street and Illinois Street.

(Series of 1939)

Resolution No. 2998, as follows:

Resolved, That the certain map entitled, "Map Showing the Widening of Sixteenth Street between Seventh and Illinois Streets," composed of one sheet, approved the 28th day of October, 1942, by Director of Public Works Order No. 18744, be and the same is hereby approved and made official, and parcels 1 to 4, inclusive, shown hatched thereon and previously dedicated, are declared to be an open public street to be known by the name as shown thereon.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Description approved by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Approving Map Showing the Extension of Upper Terrace Northeasterly From Its Westerly Termination, Also Sewer Easement From Upper Terrace to Clifford Terrace.

(Series of 1939)

Resolution No. 2999, as follows:

Resolved, That the certain map entitled, "Map showing the Extension of Upper Terrace northeasterly from its westerly termination,

also sewer easement from Upper Terrace to Clifford Terrace," composed of one sheet, approved the 23rd day of October, 1942, by Director of Public Works Order No. 18729, be and is hereby approved and made official, and parcel shown hatched thereon is hereby declared to be an open public street dedicated to public use to be known by the name of Upper Terrace.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Description approved by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**Approving Map Showing the Extension of Holloway Avenue From
Nineteenth Avenue 1,489.70 Feet Westerly.**

(Series of 1939)

Resolution No. 3000, as follows:

Resolved, That the certain map entitled, "Map Showing the Extension of Holloway Avenue from Nineteenth Avenue 1489.70 feet westerly," composed of one sheet, approved the 28th day of October, 1942, by Director of Public Works Order No. 18,743 be and is hereby approved and made official and the parcel shown hatched thereon, previously accepted by Resolution No. 1297 (Series of 1939) approved September 17, 1940, is hereby declared to be an open public street dedicated to public use to be known by the name of Holloway Avenue.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Description approved by the City Engineer.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Intention to Change and Establish Grades, Newhall Street.

(Series of 1939)

Resolution No. 3001, as follows:

Resolved, That it is the intention of the Board of Supervisors to change and establish grades on the following named streets, at the points hereinafter specified and at the elevations above city datum as hereinafter stated, in accordance with Order No. 18,755 of the Director of Public Works dated October 28, 1942, making written recommendation of such action, filed with said Board November 2, 1942, to-wit:

NEWHALL STREET

FEET

15 feet westerly from the easterly line of, 402.63 feet

southerly from Revere Avenue..... 163.43

Point on Curve

(The same being the present official grade)

15 feet easterly from the westerly line of, 402.63 feet

southerly from Revere Avenue produced westerly..... 166

(The same being the present official grade)

15 feet easterly from the westerly line of, 462.63 feet southerly from Revere Avenue produced westerly..... 163.35
 15 feet easterly from the westerly line of, 522.63 feet southerly from Revere Avenue produced westerly..... 157.40
 (Vertical curve passing through the last three described points)
 15 feet westerly from the easterly line of, 462.53 feet southerly from Revere Avenue..... 161.34
 15 feet westerly from the easterly line of, 502.63 feet southerly from Revere Avenue..... 159.06
 15 feet westerly from the easterly line of, 542.63 feet southerly from Revere Avenue..... 154.92
 (Vertical curve passing through the last three described points)
 659.93 southerly from Revere Avenue produced..... 140
 15 feet easterly from the westerly line of, 739.94 feet southerly from Revere Avenue produced..... 130.40
 15 feet westerly from the easterly line of, 744.13 feet southerly from Revere Avenue..... 129.86
 On Newhall Street between a line at right angles to the easterly line of, 402.63 feet southerly from Revere Avenue, and a line connecting points respectively 15 feet easterly from the westerly line of, 739.94 feet southerly from Revere Avenue and 15 feet westerly from the easterly line of 744.13 feet southerly from Revere Avenue be changed and established to conform to true gradients between the grade elevations above given therefor.

The Board of Supervisors hereby declares that no assessment district is necessary as no damage will result from said change of grades.

The Director of Public Works is hereby directed to cause to be conspicuously posted along the street or streets upon which such change or modification of grade or grades is contemplated, notice of the passage of this Resolution of Intention.

These proceedings are instituted in accordance with the "Change of Grade Act of 1909." The San Francisco News is hereby designated as the newspaper in which this resolution shall be published.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Passed for Second Reading.

Acceptance of Roadway of Bridgeview Drive.
 (Series of 1939)

Bill No. 1956, Ordinance No., as follows:

Providing for acceptance of the roadway of Bridgeview Drive between Newhall Street and the Existing Pavement terminating on the northerly line of Silver Terrace, including the intersection of Bridgeview Drive and Tampa Lane, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Bridgeview Drive between Newhall Street and the existing pavement terminating on the northerly line of Silver Terrace, including the intersection of Bridgeview Drive and Tampa Lane, including the curbs.

Approved as to Form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

Granting Revocable Permission to Mailler Searles, Inc., to Erect Fences at Each End of Decker Alley.

(Series of 1939)

Resolution No. 3002, as follows:

Resolved, That permission, revocable at will of the Board of Supervisors, be and is hereby granted Mailler Searles, Inc., to erect fences, at their own expense, at each end of Decker Alley; and be it

Further Resolved, That suitable entrances, fitted with locks, shall be provided in such fences, the keys to be delivered to the District Police and Fire Stations.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Adopted.

The following recommendations of his Honor the Mayor were taken up:

Leave of Absence—Hon. William M. Coffman.

(Series of 1939)

Resolution No. 3003, as follows:

Resolved, That, in accordance with the recommendation of his Honor, the Mayor, Honorable William M. Coffman, member of the Recreation Commission, be and he is hereby granted a leave of absence for a period of two weeks, commencing November 4, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Leave of Absence—Honorable Wm. F. Carroll.

(Series of 1939)

Resolution No. 2988, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, the leave of absence granted Honorable Wm. F. Carroll, Agricultural Commissioner, which expired on November 9, 1942, be and it is hereby extended to December 1, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Leave of Absence—Honorable Douglas Dacre Stone.

(Series of 1939)

Resolution No. 2989, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, Honorable Douglas Dacre Stone, member of the City Planning Commission, be and he is hereby granted a leave of absence for a period of thirty days, commencing November 14, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.****In Memoriam—B. O. Selbach.**

(Series of 1939)

Supervisor Brown presented:

Resolution No. 3004, as follows:

Whereas, death has claimed the person of the late B. O. Selbach, long a leading figure in insurance circles in San Francisco, well and favorably known as an able business man of unblemished character; and

Whereas, the passing of the late B. O. Selbach will be felt as a distinct loss to his immediate associates and his host of friends; now, therefore, be it

Resolved, That this Board of Supervisors notes with sincere regret the passing of B. O. Selbach and the loss to the community of so outstanding a character in the business life of our city; and be it

Further Resolved, That the Clerk be and he is hereby directed to send to the family of the late B. O. Selbach a copy of these resolutions; and be it

Further Resolved, That when the Board adjourns this day it do so out of respect to the late departed.

*Unanimously adopted by rising vote.***In Memoriam—George M. Cohan.**

(Series of 1939)

Supervisor Colman presented:

Resolution No. 3014, as follows:

Whereas, on life's stage death has rung down the final curtain on America's gallant trouper, our own beloved George M. Cohan; and

Whereas, George M. Cohan, most brilliant star of his chosen profession, was no stranger to San Francisco, having played in this city many times to overflowing houses of wildly applauding and deeply appreciative audiences; and

Whereas, his martial song "Over There," famous in the dark days of World War No. 1, electrified and aroused Americans all, at home and abroad, to the highest pitch of patriotic fervor; his "Yankee Doodle Dandy," "It's a Grand Old Flag," "Mary's a Grand Old Name," and "Forty-five Minutes from Broadway," and many other glorious songs of yesteryear further endeared him to admiring millions who were imbued with the ardent spirit of his great heart; and

Whereas, George M. Cohan was a great American

Distinguished for his "outstanding contributions to the American spirit" by award of Congressional Medal,

Admired for his well known achievements and brilliant, successful career on the American stage,

Loved for his noble character and philanthropic kindness to the less fortunate of his beloved profession; and

Whereas, George M. Cohan will live long in the hearts of all true Americans; his death—a deplorable and irreparable loss to his country, his profession and his family—leaves none to fill the void that the passing of his great soul has made in the national life of our generation; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco when it adjourns today does so out of respect to the revered memory of George M. Cohan and, on behalf of the citizenry of the City of San Francisco, joins with his myriad of friends in expressing its heartfelt sympathy to the sorrowing family of the deceased; and be it

Further Resolved, That the Clerk be and he is hereby directed to have prepared a suitably engrossed copy of this resolution to be tendered to the family of the late George M. Cohan.

Unanimously adopted by rising vote.

Requesting Mayor to Consider Appointment of Woman as Supervisor If and When a Vacancy Occurs.

(Series of 1939)

Supervisor Shannon presented:

Resolution No., as follows:

Whereas, due to the war in which the United States of America is engaged, one or more members of the Board of Supervisors of the City and County of San Francisco will probably join our country's armed forces and become eligible for a military leave of absence from his office in accordance with the provisions of Section 153 of the Charter of the City and County of San Francisco and Sections 382 to 385, inclusive, Part I, of the San Francisco Municipal Code, thus creating a vacancy in the number of Supervisors required by Section 10 of said Charter; and

Whereas, his Honor the Mayor must make an interim appointment of a qualified person to fill any such vacancy in the Board of Supervisors, as provided for by Section 25 of said Charter; and

Whereas, the Congress of the United States of America has decreed that all able-bodied men shall assist in our country's war effort, either in the armed forces or in war production work; and

Whereas, the President of the United States of America has repeatedly and publicly recognized the ability of and necessity for this nation's women to fill many of the positions vacated by our country's men being called to join in this war effort, and has encouraged and called upon the women so to do; now, therefore, be it

Resolved, That this Board of Supervisors does request that his Honor the Mayor consider the advisability of appointing a qualified and representative women to fill any vacancy in this Board of Supervisors caused by any member of said Board joining our country's armed forces during this present war.

Referred to County, State and National Affairs and Public Health and Welfare Committee.

Endorsing "Safety Week" Program, November 16-21, 1942.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 2990, as follows:

Whereas, the Junior Chamber of Commerce of San Francisco has

sponsored Safety Week, November 16 to 21, 1942, inclusive, with the slogan "Accidents Sabotage Victory"; and

Whereas, Safety now is of more importance than at any other time in the history of San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors heartily approves and endorses this proposition and urges the people of San Francisco to enter earnestly into the celebration of this public expression of community interest.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

City Attorney to Institute Legal Action to Compel Market Street Railway Company to Fulfill Its Franchise Obligations.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. as follows:

Resolved, That the Board of Supervisors hereby directs the City Attorney to institute legal action to

1. Compel the Market Street Railway to immediately fulfill its franchise obligations to pave the space between and near its tracks;
2. Attach and impound the receipts of the Market Street Railway over and above the actual operating costs until the City and County of San Francisco has been paid the costs of all such pavement, now amounting to the sum of \$625,000;
3. Enable the City and County of San Francisco to pave such areas and collect said sum from the Market Street Railway;
4. Enjoin the Market Street Railway from paying any dividends on stock or interest on bonds or other obligations or any other debts other than current operating costs;
5. Cancel the franchise of the Market Street Railway because of its failure to comply with its franchise obligations to pave such areas.

Referred to Joint Finance and Public Utilities Committee.

Requesting the Public Utilities Commission and the Registrar of Voters to Investigate the Vote Cast for Proposition No. 26 on the November 3d Ballot to Try and Find the Reason Why a Majority of the People Cast a "No" Vote on Said Proposition.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. as follows:

Resolved, That the Public Utilities Commission and the Registrar of Voters are hereby requested

1. To analyze the votes cast for and against Proposition No. 26 on the November 3, 1942, ballot, which proposed a bond issue for the purchase of the Market Street Railway properties, to determine
 - a. Whether the majority of "No" votes were cast in any particular district or section of San Francisco;
 - b. Whether the majority of "No" votes come from precincts whose residents are served largely by the Municipal Railway or the Market Street Railway;
2. To make a survey along the lines of the Gallup Poll to determine what were the determining factors which caused a majority of the people to vote "No" on said measure.

In discussing the foregoing resolution, Supervisor O'Gara stated that in his opinion, the Mayor had disqualified himself as a judge of public opinion. The Mayor had stated that he could not recall when a proposition had received such overwhelming endorsement as had Proposition

No. 26. The people, Supervisor O'Gara believed, felt the price too high. The Board of Supervisors and the Mayor had pursued a "pussyfooted" policy that caused the people to conclude that the matter was more in the interest of the Market Street Railway Company than of the City and County. The people are disgusted with such attitude. They want the Board of Supervisors and the Mayor to force the Market Street Railway Company to live up to the terms of their franchises.

Thereupon, the foregoing resolution was referred to the Joint Committee on Finance and Public Utilities.

Staggered Hours for City Hall Employees.

Supervisor MacPhee, under his name on roll call, notified the Board that his Honor the Mayor had stated that he was most anxious to cooperate in the program for staggering hours to relieve the transportation situation, but, under the Charter, it would be necessary to keep all city offices open until 5:00 p. m.

Approval of Warrant.

Supervisor MacPhee moved that the Board authorize the payment of expenses incurred by employees in the Clerk's office in connection with a recent extremely late meeting of the Board.

No objection, and so ordered.

Housing Condition in San Francisco.

Supervisor Green, under his name on roll call, called attention to housing conditions in San Francisco. He believed the housing situation in San Francisco was more of a problem than was the transportation situation, and something must be done in the matter.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as follows:

From Peninsula Division, League of California Cities, inviting members to attend meeting at San Carlos, Thursday, November 19, 1942, at 6:30 p. m.

Read. Ordered filed. Copies to be sent to members. Members to signify their intention to attend.

From National Housing Agency, Washington, D. C., acknowledging receipt of resolution requesting that priority assistance be made available to private builders in the San Francisco area.

Filed.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:05 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors November 23, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, November 16, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, NOVEMBER 16, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, November 16, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncoviari, Shannon, Uhl—9.

Absent—Supervisors Brown, Green—2.

Quorum present.

Supervisor Brown was noted present at 2:15 P. M.

Supervisor Green excused from attendance.

Presentation of Distinguished Visitors.

Immediately following roll call, the President, Supervisor Colman, presented to the Board Sir Ernest Simon, former Lord Mayor of Manchester, England, and Lady Simon, member of the City Council of Manchester, who are touring the United States in the interest of a post-war plan. Lady Simon and Sir Ernest Simon both addressed the Board, expressing their appreciation for their cordial reception in this country, and in San Francisco in particular, and outlining briefly proposed post-war plans.

Supervisor MacPhee responded to the remarks by Lady and Sir Ernest Simon, expressing the appreciation of the Board for their visit.

United States Victory in the Solomons.

During the day's proceedings the President announced that a news flash had been received announcing a victory in the Solomons in which 23 Japanese warships had been destroyed.

Subsequently during the proceedings, the President announced further that while it is true that our fleet had won a great victory, it was not without loss. Eight of our ships were sunk.

At the suggestion of the President, members of the Board and citizens present arose and maintained a ten-minute standing silence in tribute to our men who lost their lives in that engagement.

Thereupon, Supervisor Mead, pursuant to suggestion by the President, moved that the Board, at the end of the day's business, adjourn in memory of "our brave men who have given their lives that this country might remain free."

Motion unanimously carried by rising vote.

SPECIAL ORDER—2:00 P. M.

Assessment Confirmed.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of crossing of Quesada

Avenue and Quint Street, by paving, et cetera, by Eaton & Smith as described in Declaration of Intention, Order No. 16,888, of October 31, 1941.

No protests having been received, the assessment was *confirmed* and the Clerk was directed so to notify the Department of Public Works.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance, Revenue and Taxation Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Appropriating \$636, for Position of U214 Pump Operator (Part Time), Hereby Created Effective November 1, 1942, Abolishing U214 Pump Operator (Relief)—Water Revenue—Permanent Salaries.

(Series of 1939)

Bill No. 1939, Ordinance No. 1857, as follows:

Appropriating the sum of \$636 from the surplus in Appropriation No. 266-110-16—Water Revenue—Permanent Salaries to credit of Appropriation No. 266-110-16—Water Revenue—Permanent Salaries, creating the position of 1 U214 Pump Operator (part time) at rate of \$79.50 per month, effective November 1, 1942; abolishing position of 1 U214 Pump Operator (relief) at rate of \$175.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$636 is hereby appropriated from the surplus existing in Appropriation No. 266-110-16—Water Revenue—Permanent Salaries, to the credit of Appropriation No. 266-110-16—Water Revenue—Permanent Salaries, to provide for compensation of 1 U214 Pump Operator (part time) at rate of \$79.50 per month, effective November 1, 1942.

Section 2. The position of 1 U214 Pump Operator (part time) at rate of \$79.50 is hereby created; the position of 1 U214 Pump Operator (relief) at rate of \$175 is hereby abolished.

Approved by the Public Utilities Commission.

Approved as to form by the City Attorney.

Approved as to funds by the Controller.

Recommended by the Manager of Utilities.

Approved as to classification by the Civil Service Commission.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Amending Salary Ordinance, Public Utilities Commission, San Francisco Water Department, by Decreasing U214 Pump Operator (Relief) and Adding U214 Pump Operator (Part Time).

(Series of 1939)

Bill No. 1940, Ordinance No. 1858, as follows:

An amendment to Bill 1734, Ordinance No. 1667, Section 74, PUBLIC UTILITIES COMMISSION — SAN FRANCISCO WATER DEPART-

MENT, by decreasing the number of positions under item 59 from 4 to 3 U214 Pump Operator (relief) at \$175 per month, and adding in lieu thereof item 60 1 U214 Pump Operator (part time) at \$79.50 per month, effective November 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 74, is hereby amended to read as follows:

Section 74. PUBLIC UTILITIES COMMISSION—(Continued)
SAN FRANCISCO WATER DEPARTMENT (Continued)

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
9. CONSUMERS' PREMISES				
1	2	U127	Water Service Inspector.....	\$ 193
1.1	1	U127	Water Service Inspector.....	192
1.2	1	U127	Water Service Inspector.....	190
1.3	1	U127	Water Service Inspector.....	182
1.4	1	U127	Water Service Inspector.....	175
2	1	U128	Chief Water Service Inspector.....	215
10. WATER SALES DIVISION—METER READING				
3	5	B247	Meter Reader	175
4	3	B247	Meter Reader	170
5	2	B247	Meter Reader	165
5.1	1	B247	Meter Reader	160
5.2	5	B247	Meter Reader	155
11. CONSUMERS' ACCOUNTS				
6	4	B222	General Clerk	175
7	1	B222	General Clerk	173
8	1	B222	General Clerk	172
9	9	B222	General Clerk	170
9.1	1	B222	General Clerk	155
10	5	B222	General Clerk (part time).....	75
12	1	B228	Senior Clerk	200
13	2	B228	Senior Clerk	195
13.1	1	B228	Senior Clerk	195.50
14	1	B302	Addressing Machine Operator.....	172
15	1	B302	Addressing Machine Operator.....	170
15.1	1	B302	Addressing Machine Operator.....	155
16	10	B311	Bookkeeping Machine Operator.....	185
16.1	1	B311	Bookkeeping Machine Operator.....	175
16.2	1	B312	Senior Bookkeeping Machine Operator.....	195
17	4	B512	General Clerk-Typist	170
17.1	1	B512	General Clerk-Typist	155
18	1	U56	Asst. Supervisor, Consumers' Accounts.....	300
19	1	U60	Supervisor Consumers' Accounts.....	350
20	1	U62	Supervisor of Closing Bills.....	244.50
21	1	U63	Chief Adjuster	244.50
12. WATER SALES DIVISION—COLLECTIONS				
22	1	B222	General Clerk	173
23	1	B222	General Clerk	180
24	15	B222	General Clerk	175
25	1	B222	General Clerk	172
26	9	B222	General Clerk	170
26.1	1	B222	General Clerk	170.50
26.2	2	B222	General Clerk	163

26.3	1	B222	General Clerk	160
27	2	B222	General Clerk	155
28	1	B228	Senior Clerk	200
29	1	B234	Head Clerk	250
30	1	B408	General Clerk-Stenographer	175
31	1	B408	General Clerk-Stenographer	155
32	1	B512	General Clerk-Typist	170
33	1	U52	Supervisor of Collections.....	300

13. DOCKS AND SHIPPING

34	1	B222	General Clerk	175
35	1	U51	Supervisor Docks and Shipping.....	275
36	1	U125	Hoseman, Ships and Docks.....	182
37	1	U125	Hoseman, Ships and Docks.....	170

14. CITY DISTRIBUTION DIVISION—GENERAL

38	1	B228	Senior Clerk	195
39	1	B356	Senior Storekeeper	275
40	1	B408	General Clerk-Stenographer	172
41	1	B512	General Clerk-Typist	170.50
42	1	B512	General Clerk-Typist	175
43	1	F252	Junior Civil Engineering Draftsman.....	160
43.1	1	F401	Junior Hydraulic Engineer.....	233
43.2	1	F401	Junior Hydraulic Engineer.....	175
44	1	O58	Gardener	155
44.1	4	O58	Gardener	135
45	2	O58	Gardener	150
45.1	1	O60	Head Gardener	169.50
46	4	U130	Reservoir Keeper	165
49	1	U142	Assistant Superintendent	350
50	1	U144	Superintendent	500

15. PUMPS

51	1	J4	Laborer	194
52	7	O166	Fireman of Stationary Steam Engines.....	210
54	4	O168	Engineer of Stationary Steam Engines.....	258
55	1	O172	Chief Engineer of Stationary Steam En- gines	275

16. PUMPS—PENINSULA DIVISION

57	2	O166	Fireman of Stationary Steam Engines.....	210
58	1	U214	Pump Operator	175
59	3	U214	Pump Operator (relief)	175
60	1	U214	Pump Operator (part time).....	79.50
61	1	U215	Head Pump Operator.....	200

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Appropriating \$1,612.50, 1 B152 Court Room Clerk, Municipal Court, Creating Such Position, and Providing Funds for Compensation of Same Period November 16, 1942, to June 30, 1943; and Abolishing Position of B512 General Clerk-Typist in Same Department.

(Series of 1939)

Bill No. 1941, Ordinance No. 1859, as follows:

Appropriating the sum of \$1,612.50 from the surplus existing in Appropriation No. 220.110.00, to the credit of Appropriation No. 220.110.00,

creating the position of 1 B152 Court Room Clerk at \$215 per month in the Municipal Court, and providing funds for the compensation therefor for the period November 16, 1942, to June 30, 1943; abolishing position of 1 B512 General Clerk-Typist at \$155 per month in same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,612.50 is hereby appropriated from the surplus existing in Appropriation No. 220.110.00, to the credit of Appropriation No. 220.110.00, to provide funds for the compensation of 1 B152 Court Room Clerk at \$215 per month in the Municipal Court for the period November 16, 1942, to June 30, 1943.

Section 2. The position of 1 B152 Court Room Clerk at \$215 per month in the Municipal Court is hereby created; the position of 1 B512 General Clerk-Typist at \$155 per month in the same department is hereby abolished.

Recommended by the Clerk of Municipal Court.

Approved by the Presiding Judge, Municipal Court.

Funds available by the Controller.

Approved as to form by the City Attorney.

Approved by the Civil Service Commission.

Approved by the Mayor.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Amending Salary Ordinance as to Court Room Clerks and General Clerk-Typists, Municipal Court.

(Series of 1939)

Bill No. 1942, Ordinance No. 1860, as follows:

An amendment to Bill 1734, Ordinance 1667, Section 23, MUNICIPAL COURT, by increasing the number of positions under item 3.1 from 1 to 2 B152 Court Room Clerk at \$215, and by decreasing the number of positions under item 22 from 3 to 2 B512 General Clerk-Typist at \$155.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 23, is hereby amended to read as follows:

Section 23. MUNICIPAL COURT

Item	No. of	Class		Maximum
No.	Employees	No.	Class-Title	Monthly Rate
1	12		Judges	\$ 625
2	1	B85	Jury Commissioner, Municipal Court	400
3	12	B152	Court Room Clerk	222
3.1	2	B152	Court Room Clerk.....	215
4	1	B154	Criminal Law Clerk	185
5	1	B156	Senior Criminal Law Clerk	225
6	2	B160	Civil Law Clerk	218
6.1	1	B160	Civil Law Clerk	212
6.2	1	B160	Civil Law Clerk	185
7	3	B164	Senior Civil Law Clerk	273
7.1	1	B164	Senior Civil Law Clerk	225
8	1	B165	Cashier, Municipal Court.....	275
9	1	B170	Chief Asst. Clerk, Municipal Court	307.50
9.1	1	B171	Supervisor of the Traffic Fines Bureau.....	275

10	1	B172	Clerk of Municipal Court	500
11	1	B234	Head Clerk	250
13	4	B222	General Clerk	175
14	4	B222	General Clerk	170
15	3	B222	General Clerk	162
16	16	B222	General Clerk	155
17	1	B228	Senior Clerk	180
18	5	B420	Phonographic Reporter, \$12.50 per day plus transcriptions	
19	11	B512	General Clerk-Typist	175
20	1	B512	General Clerk-Typist	170
21	1	B512	General Clerk-Typist	160
22	2	B512	General Clerk-Typist	155
23	1	B512	General Clerk-Typist	163

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

An Amendment to Salary Standardization Ordinance, Section 12, by Changing the Compensation Under Item C105 Special Janitor From \$152.50-\$162.50 to \$2.50 Per Evening in Addition to Regular Salary.

(Series of 1939)

Bill No. 1948, Ordinance No. 1861, as follows:

An amendment to Bill 1684, Ordinance 1615, Section 12, by changing the compensation under item C105 Special Janitor from \$152.50-\$162.50 to \$2.50 per evening in addition to regular salary.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1684, Ordinance 1615, Section 12, is hereby amended to read as follows:

Section 12. The compensation schedules for classifications included in Division C Custodial Service, as set forth in the Civil Service Commission's classification of positions are as follows, subject to the provisions of this ordinance:

		COMPENSATION SCHEDULE					
		1st	2nd	3rd	4th	5th	6th
		Year of	Year of	Year of	Year of	Year of	Year of
		Service	Service	Service	Service	Service	Service
C	Custodial Service						
C2	Asst. Supt. of Auditorium ..	170	180	190	200	...	...
C4	Superintendent of Auditorium	200	210	220	230	240	250
C52	Elevator Operator	145	155	...	...	...	...
C54	Elevator Starter	160	170	...	...	...	...
C101	Dressingroom Maid	75c hr.	...	...	...	...	...
C102	Janitress	130	140	...	...	...	...
C104	Janitor	145	155	...	...	...	...
C105	Special Janitor	2.50 per evening in addition to regular salary					
C106	Sub-Foreman Janitor	160	170	...	...	...	...
C107	Working Foreman Janitor ..	165	175	185	...	...	...
C108	Foreman Janitor	175	185	...	...	...	...
C109	Stage Hand	7 and 7.50 day	...	...	...	...	...
C110	Head Janitor	225	235	245	255	265	275
C112	Supervisor of School Janitors	200	210	220	225	...	...

C152	Watchman	145	155	...	...	...	...
C153	Bridge Attendant	145	155	...	...	...	...
C154	Keeper, Sheriff's Ofc.....	145	155	...	...	...	...
C156	Head Keeper, Sheriff's Ofc..	175	185	195	205	215	225
C160	Harbormaster		No salary range				
C162	Custodian, Coit Tower.....		No salary range				
C202	Window Cleaner	160	170	...	...	...	...
C204	Sub-Foreman Window Cleaner	175	185	...	...	...	...
C251	Supervisor of Opera House Attendants	1.00 hr.	...	...	...	...	...
C252	Opera House Attendant....	.75 hr.	...	...	...	...	...

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

An Ordinance Reciting and Establishing the Policy of the Municipal Government Respecting Municipal Personnel in Relation to the War Effort; Creating a San Francisco Municipal War Manpower Committee and Setting Forth the Duties of Said Committee.

(Series of 1939)

Bill No. 1949, Ordinance No. 1862, as follows:

An ordinance reciting and establishing the policy of the municipal government respecting municipal personnel in relation to the war effort; creating a San Francisco Municipal War Manpower Committee and setting forth the duties of said committee.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The policies of the Civil Service Commission of the City and County of San Francisco respecting municipal personnel in relation to the war effort as expressed in the resolution of that body adopted on October 14, 1942, are hereby adopted as the policy of the municipal government of the City and County of San Francisco, as follows:

- (a) A larger portion of the overall manpower facilities of the community must be made available for service directly connected with the war effort and to this end the personnel requirements of the municipal government shall be curtailed and reduced.
- (b) Manpower needed for essential municipal governmental functions shall be recruited and retained in the service of the municipality but the recruitment of such employees shall be carried on in full recognition of the need for manpower in war industries.
- (c) The flow of non-essential manpower in the municipal employ (that is, surplus employees or employees not engaged in essential municipal governmental functions) to the service of the war effort is desirable and necessary and shall be facilitated. Likewise, employees who possess skills which are needed in the service of the war effort but which are not utilized in their municipal employment shall likewise be made available for service in the war effort.

Section 2. In order to carry out and make fully effective the policy expressed in Section 1 hereof, there is hereby created and established a San Francisco Municipal War Manpower Committee, which committee shall consist of the following:

- (a) The Mayor or a representative to be designated by him,
- (b) A member of the Board of Supervisors, to be designated by the said Board,
- (c) The Chief Administrative Officer,
- (d) The Controller, and
- (e) The Personnel Director and Secretary of the Civil Service Commission.

Section 3. It shall be the duty of the San Francisco Municipal War Manpower Committee to devise ways and means of carrying out and facilitating the fullest operation of the policy expressed in Section 1 hereof and specifically it shall be the duty of the said committee to

- (a) Determine after proper investigation and after consultation with the respective department heads what employments, positions, or offices may without serious impairment of essential governmental functions be abolished for the duration of the war, either by consolidation, curtailment, or elimination of functions, procedures or services, or by simplification of processes and procedures or by rearrangement of work schedules or by any other means, and make recommendations thereon to the officer, board or commission having jurisdiction over such employments, positions or offices;
- (b) Determine, record and codify the skills and experience of every employee and officer of the municipal government in those occupations, crafts and employments which are now or which may hereafter be needed in the war effort;
- (c) Consult with and cooperate with the Civil Service Commission and other officers, boards and commissions in devising ways and means to facilitate and expedite the transfer to the service of the war effort of any surplus employees of the municipal government or employees not engaged in essential municipal governmental functions or employees whose skills can be better utilized in the war effort; and to devise ways and means of safeguarding their status as municipal employees while engaged in the service of the war effort;
- (d) Consult with and cooperate with the Civil Service Commission and other officers, boards and commissions in devising ways and means of facilitating interdepartmental transfers of employees when the services of such employees may not be needed in their own department but whose services may be needed elsewhere in the municipal government, and to determine priority of need for personnel available to the municipal government, to the end that the manpower of the municipal government shall be utilized to the best advantage on essential functions of the municipal government.

Section 4. It shall be the duty of the San Francisco Municipal War Manpower Committee to recommend to the Board of Supervisors such legislation as may be necessary to make fully effective and operative the policy expressed in Section 1 hereof or which may be necessary to carry out the duties with which the said committee is hereby charged.

Section 5. Employees of the City and County and officers thereof

shall cooperate with the said committee in carrying on the duties with which it is hereby charged.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Final Passage.

The following recommendation of Judiciary, Legislative and Civil Service Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Colman, Green, Shannon.

Amending Military Leave Ordinance.

(Series of 1939)

Bill No. 1945, Ordinance No. 1863, as follows:

Amending Sections 382 and 384, Part I, of the San Francisco Municipal Code providing for leave of absence for military service or naval service, or other mandatory service for national defense or preparedness in time of war or in time of peace and for any person for service on any vessel of the merchant marine of the United States, and providing for leaves of absence, without pay, upon certification of the respective draft boards, for persons whose services are essential to the prosecution of the war.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 382 and 384, Part I, of the San Francisco Municipal Code are hereby amended to read as follows:

Sec. 382. Specifying Officers, Employees, and Services for Which Leaves of Absence Shall Be Granted for Military or Naval, or Other Duties for National Defense or Preparedness. The head of the respective department, office, board or commission of the City and County of San Francisco, with the approval of the Civil Service Commission, and subject to the provisions of Section 153 of the Charter and Sections 382 to 385, inclusive, Part I, of this Code, shall grant military leaves of absence for active service or training to the following officers and employees for the services enumerated in this Section:

Officers and Employees Eligible for Military Leaves of Absence.

1. Any officer or employee of the City and County of San Francisco, or any uncertificated officer or employee of the Unified School District of said City and County; provided, that the temporary appointment of an employee serving under temporary civil service appointment at the time of induction or enlistment in the military service as hereinafter set forth shall be terminated upon induction into said service and his name shall be returned to the list of eligibles from which he was appointed, provided such eligible list is still in force and effect;

2. Any person under probationary appointment as an officer or employee of said City and County or said Unified School District;

3. Any person having rank or place on any civil service list of eligibles for appointment to any position under the government of said City and County, or to any uncertificated position under said Unified School District.

Services for Which Military Leaves of Absence Shall Be Granted.

1. Any branch or division of the United States—
 - (a) Army;
 - (b) Navy;
 - (c) Marine Corps.

2. Any branch or division of the State of California—
 - (a) National Guard;
 - (b) Naval Militia;
 - (c) State Guard;
 - (d) Home Guard.
3. Any service for national defense or preparedness required by mandatory order of—
 - (a) The Government of the United States or by lawful and mandatory order of any of its departments or officers;
 - (b) The Government of the State of California or by lawful and mandatory order of any of its departments or officers.
4. Any service in connection with the operation of any vessel of the Merchant Marine of the United States.
5. Services essential to the prosecution of the war for which an employee who is subject to draft has been deferred from military duty by order of his draft board, but leaves shall only be granted in such cases when the draft board certifies to the Civil Service Commission that the employee has been deferred from military duty by reason of such essential service.

Sec. 384. Proof of Duty—Leave With and Without Pay.

(a) Proof of Duty. Any person applying for military leave of absence shall, at such time, file with the Civil Service Commission a copy of the orders requiring such service or training for which said leave of absence is requested. Upon discharge or release from such service or training for which said leave of absence was granted, said person shall file with the Civil Service Commission a copy of such discharge or release from said service or training; provided, however, if a person on such leave of absence has standing on an eligible list, he must present an honorable discharge or release under honorable conditions from such service or training before being eligible for appointment from said eligible list.

(b) Leave With and Without Pay. Whenever any officer or employee of the City and County of San Francisco or any uncertificated officer or employee of the Unified School District of said City and County, including persons under probationary appointment, has been in the employ of said City and County or said Unified School District for one (1) year or more continuously prior to the date upon which said military leave of absence begins, he shall be allowed his regular salary or compensation during such leave of absence, but in no event shall he be paid during such leave of absence for more than thirty (30) days in any calendar year; nor for more than thirty (30) days for any period of continuous military leave of absence; provided, however, that any person granted a leave of absence under the provisions of Subdivision 4 or Subdivision 5 of Section 382 of this Article shall not be entitled to any salary or compensation for all or any portion of such leave of absence.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

NEW BUSINESS.

Adopted.

The following recommendations of Finance, Revenue and Taxation Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

**Land Purchase, Yacht Harbor—Pacific Gas & Electric Company,
Parcel No. 4.**

(Series of 1939)

Resolution No. 3007, as follows:

Resolved, Pursuant to Resolution No. 568 (Series of 1939), adopted by this Board on October 2, 1939, and in accordance with the recommendation of the Park Department that the City and County of San Francisco, a municipal corporation, accept a deed from Pacific Gas & Electric Company, or the legal owner, to the northerly 150 feet of Lot 2, Assessor's Block 412, San Francisco, required for Yacht Harbor, and that the sum of \$32,401.09 be paid for said land from Appropriation No. 212.600.04.

The City Attorney shall examine and approve the title to said property.

Recommended by the Park Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Land Purchase, Yacht Harbor—Emmeline L. Bates, Parcel 4.

(Series of 1939)

Resolution No. 3008, as follows:

Resolved, Pursuant to Resolution No. 868 (Series of 1939), adopted by this Board on March 11, 1940, and in accordance with the recommendation of the Park Department that the City and County of San Francisco accept a deed from Emmeline L. Bates, or the legal owner, to the northerly 217.71 feet of the easterly 132.5 feet of Assessor's Block 411, San Francisco, required for Yacht Harbor, and that the sum of \$17,438.41 be paid for said land from Appropriation No. 212.600.04.

The City Attorney shall examine and approve the title of said property.

Recommended by the Park Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Final Passage.

Re-appropriating the Sum of \$60 From the Surplus Existing in Airport Funds, to Provide for Compensation of 1 B408 General Clerk-Stenographer in the San Francisco Airport for Fiscal Year 1942-1943; an Emergency Ordinance.

(Series of 1939)

Bill No. 1958, Ordinance No. 1852, as follows:

Appropriating the sum of \$60 from the surplus existing in Appropriation No. 264-110-00, to credit of Appropriation No. 264-110-00, to

provide funds for compensation of 1 B408 General Clerk-Stenographer in the San Francisco Airport for fiscal year 1942-1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$60 is hereby appropriated from the surplus existing in Appropriation No. 264-110-00, to the credit of Appropriation No. 264-110-00, to provide funds for the compensation of 1 B408 General Clerk-Stenographer in the San Francisco Airport for the fiscal year 1942-1943.

Section 2. The appropriation hereby made is effective as of July 1, 1942. This ordinance is passed as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists, which necessitates its becoming effective immediately. The nature of the emergency is as follows: The uninterrupted operation of the San Francisco Airport, the correction of a clerical error in the 1942-1943 budget and appropriation ordinance, and to compensate the employee affected for services rendered in performing the duties of the position.

Approved by Public Utilities Commission Resolution No. 5319.

Recommended by the Manager of Utilities.

Approved by the Assistant Secretary.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

An Amendment to Bill No. 1734, Section 70, Public Utilities Commission—San Francisco Airport, by Correcting the Compensation Under Item 1, 1 B408 General Clerk-Stenographer at \$165 to \$170. An Emergency Ordinance Effective July 1, 1942.

(Series of 1939)

Bill No. 1967, Ordinance No. 1851, as follows:

An amendment to Bill No. 1734, Section 70, PUBLIC UTILITIES COMMISSION—SAN FRANCISCO AIRPORT, by correcting the compensation under item 1, 1 B408 General Clerk-Stenographer at \$165 to \$170. An emergency ordinance effective July 1, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Section 70, is hereby amended to read as follows:

Section 70. PUBLIC UTILITIES COMMISSION—(Continued)
SAN FRANCISCO AIRPORT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B408	General Clerk-Stenographer	\$ 170
1.1	1	B512	General Clerk-Typist	155
1.2	1	B512	General Clerk-Typist	165
2	2	C104	Janitor	155
2.1	1	C104	Janitor	145
2.3	1	C106	Sub-Foreman Janitor	170
3	1	F50	Maintenance Chief, San Francisco Airport	200
4	3	F51	Airport Attendant	155
6	3	F52	Crew Chief, San Francisco Airport	175

7	4	F53	Associate Airport Control Tower Operator	233
8	1	F54	Senior Airport Control Tower Operator.....	275
9	1	F61	Supt. of Operations, San Francisco Airport	350
10	1	F62	Manager, Airport Department	625
10.1	1	O58	Gardener	135
13			Seasonal, Clerical and other temporary services as needed at rates not in excess of Salary Standardization Schedules.	

Section 2. This ordinance is passed as an emergency measure effective July 1, 1942, and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed, that an actual emergency exists in order to provide for the uninterrupted operation of the Public Utilities Commission—San Francisco Airport, by correcting a clerical error in computing seniority increments.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Adopted.

Land Purchase—San Francisco Airport.

(Series of 1939)

Resolution No. 3009, as follows:

Resolved, In accordance with the recommendation of the Public Utilities Commission, that the City and County of San Francisco, a municipal corporation, accept a deed from Caroline Sharp Estate Company, or the legal owner, to approximately 73 acres of land in Section 2, T. 4 S., R. 5 W., M. D. B. & M., San Mateo County, California, together with all interest of said company in and to the unpatented State land lying adjacent thereto, required for the San Francisco Airport, and that the sum of \$3,650 be paid for said land from Appropriation No. 99.900.58.

The City Attorney shall examine and approve the title to said property.

Recommended by the Director of Public Works.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Final Passage.

Re-appropriating \$15,000 From the Accrued Revenues of the General Fund (Federal War Service and Assistance) to the Credit of Welfare Department, to Provide Funds for the Purpose of Rendering Assistance to Persons Eligible to Receive Aid Under the War Service and Assistance Program; an Emergency Ordinance.

(Series of 1939)

Bill No. 1959, Ordinance No. 1853, as follows:

Appropriating \$15,000 from the accrued revenues of the General Fund (Federal War Service and Assistance) to the credit of Appro-

priation No. 256.840.07, to provide funds for the purpose of rendering assistance to persons eligible to receive aid under the War Service and Assistance Program; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$15,000 is hereby appropriated from the accrued revenues of the General Fund (Federal War Service and Assistance) to the credit of Appropriation No. 256.840.07 for the purpose of making funds available for participating in the Federal Government program of assistance to Alaskan and Hawaiian evacuees, persons whose source of income from countries at war is no longer available, enemy aliens and their dependents, and to civilians injured as the result of enemy action, etc. Under this program the Federal Government will reimburse the City and County of San Francisco for expenditures made.

Section 2. The Public Welfare Commission is hereby authorized and directed to administer all services necessary under the War Service and Assistance Program.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates its becoming effective immediately. The nature of the emergency is as follows: The War Service and Assistance Program concerns the health, welfare, and safety of persons in the categories above-mentioned who may be present within the confines of the City and County of San Francisco and in need of assistance due to war conditions, and to conform with the Federal program which became effective November 1, 1942.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Re-appropriating \$6,000 From Emergency Reserve Fund to Credit of Temporary Salaries, Controller's Office, to Provide for Temporary Employees Required in Connection With the Payroll Allotment Plan for Purchase of War Savings Bonds Through Payroll Deductions, and for Payroll Deductions of Officers and Employees for Victory Tax; an Emergency Ordinance.

(Series of 1939)

Bill No. 1960, Ordinance No. 1850, as follows:

Appropriating \$6,000 from the Emergency Reserve Fund to the credit of Appropriation No. 260.120.00, Temporary Salaries, Controller's Office, to provide funds for temporary employments required in connection with the payroll allotment plan whereby employees of the City and County of San Francisco may purchase War Savings Bonds through a system of payroll deductions; and also for temporary employments required in connection with deductions from compensations of officers and employees for the Victory Tax; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 260.120.00,

Temporary Salaries, Controller's Office, to provide funds for temporary employments required in connection with the payroll allotment plan whereby employees of the City and County of San Francisco may purchase War Savings Bonds through a system of payroll deductions; and also for temporary employments required in connection with deductions from compensations of officers and employees for the Victory Tax.

Section 2. This ordinance is passed as an emergency ordinance and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates its becoming effective immediately, the nature of the emergency being as follows: Deductions for Victory Tax are mandatory under the Federal law, deductions for War Savings Bonds are in cooperation with the war effort; funds have not been previously provided, nor are they otherwise available for this work. This appropriation must, therefore, be made forthwith to provide funds to enable the Controller's office to render the required services.

Recommended by the Controller.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Re-appropriating the Sum of \$60 From the Surplus Existing in Welfare Department Funds for the Purpose of Providing Compensation of 1 T157 Social Service Worker in the Public Welfare Department for the Fiscal Year 1942-1943; an Emergency Ordinance.

(Series of 1939)

Bill No. 1961, Ordinance No. 1854, as follows:

Appropriating the sum of \$60 from the surplus existing in Appropriation No. 256.110.00, to the credit of Appropriation No. 256.110.00, for the purpose of providing sufficient funds to pay the compensation of 1 T157 Social Service Worker in the Public Welfare Department for the fiscal year 1942-1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$60 is hereby appropriated from the surplus existing in Appropriation No. 256.110.00, to the credit of Appropriation No. 256.110.00, for the purpose of providing funds to pay the compensation of 1 T157 Social Service Worker in the Public Welfare Department for the fiscal year 1942-1943.

Section 2. The appropriation hereby made is effective as of July 1, 1942; and this ordinance is passed as an emergency measure, and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists, to-wit: The uninterrupted operation of the Public Welfare Department, the correction of a clerical error in the 1942-1943 budget and appropriation ordinance, and to compensate the employee affected for services rendered in performing the duties of the position.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Final Passage.

Re-appropriating the Sum of \$8,028 From the Surplus Existing in Juvenile Detention Home Funds, to Provide for the Necessary Materials and Labor to Complete Improvements at the Log Cabin Ranch in San Mateo County; an Emergency Ordinance.

(Series of 1939)

Bill No. 1962, Ordinance No. 1855, as follows:

Appropriating the sum of \$8,028 from the surplus existing in Appropriation No. 223.251.00, to the credit of Appropriation No. 224.500.01, to provide funds for the necessary materials and labor to complete improvements at the Log Cabin Ranch in San Mateo County; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$8,028 is hereby appropriated from the surplus existing in Appropriation No. 223.251.00 to the credit of Appropriation No. 224.500.01, to provide funds for materials and labor in the following amounts required to complete improvements at the Log Cabin Ranch (Juvenile Detention Home) in San Mateo County:

Materials	\$3,900
Labor	4,128
Total	<hr/> \$8,028

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith, the nature of said emergency being as follows: That the immediate completion of the work on the Log Cabin Ranch is necessary to protect the health of the inmates and employees thereof, and also to protect partially completed improvements from damage by the elements.

Recommended by the Chief Probation Officer.

Recommended by the Judge of the Juvenile Court.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Mr. George W. Ososke, Chief Administrative Assistant and Collector, explained in detail the need for the foregoing reappropriation, and in reply to questioning and suggestions by Supervisor Shannon pointed out the training program now under way for the boys at the Log Cabin Ranch, and the program contemplated when necessary equipment is available.

Whereupon, the roll was called and the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Re-appropriating the Sum of \$6,265.46 From the Surplus Existing in Juvenile Detention Home Funds, to Provide Moneys for Extras in Excess of 10 Per Cent of the Contract Awarded for Improvements at the Log Cabin Ranch in San Mateo County, This in Accordance With Section 97 of the Charter; an Emergency Ordinance.

(Series of 1939)

Bill No. 1963, Ordinance No. 1856, as follows:

Appropriating the sum of \$6,265.46 from the surplus existing in Appropriation No. 124,500.01 to the credit of Appropriation No. 224,500.01, so as to provide moneys for extras in excess of 10 per cent of the contract awarded for improvements at the Log Cabin Ranch in San Mateo County, this in accordance with Section 97 of the Charter; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,265.46 is hereby appropriated and set aside from the surplus existing in Appropriation No. 124,500.01 to the credit of Appropriation No. 224,500.01, so as to provide moneys for extras in excess of 10 per cent of the contract awarded for improvements at the Log Cabin Ranch in San Mateo County, this in accordance with Section 97 of the Charter. This contract was awarded on a unit cost price in the amount of \$4,740. At the present time extra work ordered by the Probation Officer in the amount of \$2,426.73 is completed and additional extra work in the amount of \$3,838.73 is required to complete the project in accordance with the instructions of the Probation Officer.

Section 2. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith, the nature of said emergency being as follows: That the immediate completion of the work on the Log Cabin Ranch is necessary to protect the health of the inmates and employees thereof, and also to protect partially completed improvements from damage by the elements.

Recommended under Provisions of Section 97 of the Charter by the Director of the Department of Public Works.

Approved under the Provisions of Section 97 of the Charter by the Chief Administrative Officer.

Recommended by the Chief Probation Officer.

Recommended by the Judge of the Juvenile Court.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Amendments to Ordinance Creating Civilian War Council.

(Series of 1939)

Bill No. 1966, Ordinance No. 1849, as follows:

Amending Ordinance No. 1830 entitled "Creating the Civilian War Council and providing for citizens' protection and participation in essential war services, repealing Ordinance No. 1448 (Series of 1939)," which said ordinance was enacted October 26, 1942, said amendment

providing for the establishment of an Information and Speaker Bureau and a Citizens' Service Corps; "An Emergency Ordinance."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1830, enacted and entitled as above, is hereby amended to read as follows:

NOTE: Amendments are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed [].

Whereas, a state of war exists between certain foreign powers, commonly known as the "Axis Powers," and the United States, and by reason of said war a condition of emergency exists, the nature of said emergency being that the City and County of San Francisco and the territory adjacent thereto are within a so-called combat zone and are at all times in danger of attack by said Axis Powers. By reason of said danger it is necessary that the civilian efforts to protect the people of the city *and county* against sabotage and damage be coordinated and centralized, to the end that all of the municipal, semi-municipal and other agencies work to the common end to protect the lives and property of the citizens of the city *and county*, aid in the defense of this county and the successful prosecution of the war, maintain the morale of the people and, so far as possible, alleviate the hardships which necessarily will fall upon them during the emergency.

Now, therefore, be it ordained by the people of the City and County of San Francisco, as follows:

Section 1. **Civilian War Council.** There is hereby created a San Francisco Civilian War Council.

(a) **Membership.** Said War Council shall consist of thirteen members as follows: The Mayor; President of the Board of Supervisors; Chief Administrative Officer; Controller; Chairman of the Civilian Protection Planning Committee; Chairman, Civilian War Services Committee; seven additional members appointed by the Mayor from the citizens of San Francisco.

The Mayor shall be the president and executive head of said War Council and the president of the Board of Supervisors shall be the vice-president thereof. In the absence of the president, the vice-president shall service in his place. The War Council shall appoint a secretary, who need not be a member thereof. The members of the War Council [**other than ex-officio members**] *other than the Mayor, President of the Board of Supervisors, Chief Administrative Officer and Controller*, the chairman of the Civilian Protection Planning Committee and the chairman of the Civilian War Services Committee, shall serve on this Council at the pleasure of its president.

(b) **Powers and Duties.** The War Council shall have power and it is hereby authorized to prepare and adopt plans, amend existing plans and to coordinate all programs relating to *national*, community and civilian war effort, and to recommend to the Mayor all related expenditures. It shall see that all essential war programs are developed and carried out in a unified and balanced community plan. In the carrying out of these general purposes, it shall:

(1) Consider, adopt and amend existing plans for coordinating the activities of governmental and private agencies, and of individuals, cooperating in the protective efforts and war services; stimulate public interest and participate in defense and war service activities; consider and recommend to appropriate governmental authorities

plans for the public safety, health and welfare; plan a major disaster program capable of functioning in a defense emergency; and perform such other functions as may be requested of it by officials of said city and county, state and federal agencies engaged in the protective efforts and war services.

(2) Receive, acknowledge and appraise proffers of facilities, services and ideas originating within the community and make appropriate disposition of same; clear information concerning defense programs and objectives among cooperating agencies; recommend adjustments or arrangements necessary for prompt assimilation of government programs for protection to the appropriate officers, departments or agencies; receive requests for assistance from the State Council of Defense and from federal defense authorities and transmit these requests to the proper city and county authorities and agencies.

(3) Provide for full cooperation with the duly constituted local, state and federal authorities to prevent sabotage, espionage and other unlawful acts which may tend to hinder, delay or interfere with the preparation of the United States, the State of California, or the City and County of San Francisco for all war activities.

(4) Cooperate with, and provide for assistance to, adjoining and neighboring counties in all war activities and in any disaster which may occur, when requested to do so by any regional, district or local council for protection or defense, insofar as authorized so to do by law or by contract executed pursuant to the provisions of an act entitled "An act providing for the joint exercise of powers by counties, by municipalities and counties," approved May 20, 1921, or by other law or act now existing or hereafter enacted;

(5) Engage in such other activities and in such other things as may be necessary to afford aid and comfort to the people of the City and County of San Francisco during the existing emergency and to maintain their morale during said emergency and also to do such other and further things as may aid or assist the government of the United States in winning the existing war and obtaining the necessary materials and equipment so to do.

(6) Adopt rules governing its procedure and, from time to time, amend or repeal said rules; and provide for the doing of all things necessary to carry out the purposes of said War Council as well as for the manner in which the same shall be done.

(7) Create, by resolution, such special committees other than those herein created as it deems necessary to conduct and carry on its work, and define the duties of each of said committees; all of which shall be within the purposes of this ordinance, and at its will abolish such committees as it deems unnecessary. The chairman and members of each committee shall be designated by the president of the War Council and shall serve at his pleasure. The membership of said committees, including the chairman, need not be members of said War Council.

(8) *Establish and maintain an Information and Speakers Bureau which shall utilize all informational media, for morale building and civilian participation in the program of the War Council.*

(c) **Director of Civilian Defense and Assistants.** The President of the Civilian War Council may employ a Director of Civilian Defense who shall have suitable training and experience for such work. It shall be his duty to coordinate *and direct* the civilian defense and war service activities, and all other War Council activities connected with the present emergency, subject to the general direction of the Mayor. In the performance of this work, said Director of Civilian Defense shall be subordinate only to the Mayor. He shall work in close cooperation with the War Council and with the heads of the several departments of the municipal government. He shall maintain close contacts with the federal, state and local authorities. The President of said Civilian War Council may also appoint such additional staff assistants as may be deemed necessary.

The President of said Civilian War Council may also employ two Assistant Directors of Civilian Defense, **[who need not be members of the War Council, and]** whose duties shall be to aid the Director in carrying out the protective work and war services. They shall be responsible, under the Director of Civilian Defense, for coordination of the activities of the War Council; keeping its records; conducting its correspondence and performing such other duties as the Director of Civilian Defense shall, from time to time, require of them. They shall be experts in Civilian Defense of war service work.

The Director of Civilian Defense and each of the Assistant Directors of Civilian Defense shall hold their respective offices at the pleasure of the President of the War Council.

(d) **Civilian Defense Volunteer Office.** The War Council shall establish, under the Director of Civilian Defense, a Volunteer Office, the duties of which shall be:

(1) To recruit men and women volunteers and to maintain related records for protective and war services.

(2) Such other duties as may be assigned to it by the Civilian War Council.

Section 2. Civilian Protection Planning Committee. There is hereby created a Civilian Protection Planning Committee, as follows:

(a) **Membership.** The Committee shall consist of fifteen members to be appointed by the President of the War Council and to serve at his pleasure. The President of the War Council shall designate the chairman.

(b) **Powers and Duties.** It shall be the duty and responsibility of this Committee to consider and recommend to the War Council plans for certain war effort and for the mobilization, organization, training and equipping of a protective force capable of rendering the most efficient service to the community in the existing emergency.

Section 3. Civilian War Services Committee. There is hereby created a Civilian War Services Committee, as follows:

(a) **Membership.** The Committee shall consist of such members as may be from time to time appointed by the President of the War Council. They shall serve at his pleasure. The membership shall include representatives of existing agencies and organizations which are concerned with civilian war services and activities. The number of members on the Committee shall be determined by the War Council. *The President of the War Council shall designate the chairman.*

(b) **Powers and Duties.** It shall be the duty and responsibility of this Committee to consider and recommend plans to

the War Council for civilian war services and activities, other than protection, with which communities and individuals must be concerned as part of their contribution to the prosecution of the war. This may include rationing, salvage, public transportation, war savings, services to service men, recreation, consumer interests, nutrition, public health and medical care, welfare and child care, housing, education, agriculture, labor supply and training and plant utilization, and all other civilian war services and activities.

Section 4. Civilian Volunteer Office Committee. There is hereby created a Civilian Volunteer Office Committee as follows:

(a) **Membership.** The Committee shall consist of fifteen members to be appointed by the President of the War Council and to serve at his pleasure. The President of the War Council shall designate the chairman, and the chief of service of said Committee.

(b) **Powers and Duties.** It shall be the duty and responsibility of this Committee to consider and recommend to the War Council plans for the recruiting and placement of men and women volunteers for protective and war services.

Section 5. Citizens' Defense Corps. Officers and employees of this City and County, together with those volunteer forces enrolled to aid them, who have, or to whom may be assigned, the duty of preparing against the perils to civilian life and property that may be expected to result from an attack by the common enemy, and all those private groups, organizations and persons who may by agreement, or operation of law, be charged with or assume special duties incident to the civilian defense of this City and County, shall organize their forces, facilities and efforts to that end under the Citizens' Defense Corps Command, and so organized, the various component elements, both public and private, may be designated collectively as the Civilian Defense Corps.

(a) **Corps Command.** The Citizens' Defense Corps Command shall consist of the following:

- (1) The Mayor as Commander.
- (2) The Chief Administrative Officer as Vice-Commander.
- (3) The Director of Civilian Defense.
- (4) The Director of Operations.
- (5) The respective chiefs of the several divisions of emergency service.

(6) Such liaison and other officers of the Corps, appointed pursuant to this ordinance, as may be especially directed by the Commander to serve upon the Command.

The Mayor of this City and County shall be the Commander of the Citizens' Defense Corps and he may exercise, in that position, all of his ordinance powers as Mayor of this City and County and all of the special powers delegated to him as the head of the Citizens' Defense Corps, whether by this ordinance or by any other lawful authority.

He shall, by executive order, oral or written, govern and direct the efforts of the Citizens' Defense Corps, its officers and members in the accomplishment of the purpose of this ordinance. The Commander of the Corps may represent the Corps in all dealings with the Federal, State and County authorities and with the officers of other municipalities, governmental agencies and instrumentalities, pertaining to civilian defense and other war activities.

The Director of Civilian Defense shall be the executive assistant to the Commander. He shall have the exercise,

under the direction of the Commander, active supervision and control over the activities and efforts of the Citizens' Defense Corps. As such he shall:

(1) Act on behalf of the Commander in all matters within the purview of this ordinance which the Commander may delegate to him.

(2) Supervise arrangements for the enlistment of civilian aid, and negotiations and agreements looking to cooperation between the Corps and the civilian protection organizations of other municipalities and jurisdictions. He may, with the approval of the Commander, arrange with other governmental agencies and branches for reciprocal aid and protection in emergency and represent the Corps in such matters.

(3) Have such other duties and responsibilities as the exigencies of existing situations and the proper functioning of the Defense Corps may require.

(b) **Control Center and District Control Centers.** The establishment of a Control Center, at a central and convenient place, is hereby approved, and the Commander may direct the establishment of such additional subordinate centers in the various districts of the City and County as may be necessary to carry out properly the emergency functions of the Corps.

(c) **The Divisions of Emergency Service.** The functions and duties of the Citizens' Defense Corps shall be distributed among the following divisions of emergency service, each division to be under the direction of a division chief, and to consist, respectively, of the particular forces, organizations, and services hereinafter indicated and such others as may later be officially included:

(1) Office of the Director of Civilian Defense: As assigned.

(2) Fire Service: Fire Department Personnel; Auxiliary Firemen; Fire Rescue Squads.

(3) Police Service: Police Department Personnel; Auxiliary Police; Bomb Squads; Evacuation.

(4) Wardens' Service (enrolled): Air Raid and other Wardens; Fire Watchers.

(5) Medical Service: Health Department Personnel; Medical and Hospital Units; Ambulance Units; Receiving Hospital Personnel; Coroner's Department; Decontamination (persons).

(6) Public Works Service: Repair Squads for streets and sewers; Clearance squads; Decontamination Squads for gassed areas.

(7) Utilities Service: Repair Services.

(8) The American Red Cross.

(9) Emergency Welfare Service.

(d) **Additional Emergency Services.** Whenever it shall appear that other specially trained volunteer groups or crews are needed to carry out properly the work of the Corps, the Commander may direct the inclusion thereof within the organization of emergency service. The Commander may redistribute the duties to be performed by the various services.

(e) **Chiefs of Emergency Services and Their Duties.** The chief of each Emergency Service shall be appointed by the Commander and shall hold such position at his pleasure. Their duties shall consist of such performances as are proper to fulfill the responsibilities of their respective offices.

(f) **The American Red Cross.** Officers of the American Red Cross, by agreement with the Commander, approved by the War Council, shall fix and announce its special functions and duties to be performed in the present emergency.

Subject to the terms of the above mentioned agreement, one or more officers of the American Red Cross, to be selected by that organization, shall be appointed by the Commander for service in this division.

(g) **Director of Operations.** The Commander shall appoint a Director of Operations who shall take charge and assume control, subject to the general direction of the Commander, of field operations of the Citizens' Defense Corps in the event of an actual or anticipated emergency.

(h) **Federal, State, or Private Aid.** The Commander, when authorized, shall accept on behalf of this City *and County* any equipment, supplies, materials, property, or money offered by the Federal or State governments, or from any other source, to enable this City *and County* to carry out any program, act or activity necessary to the proper functioning of civilian defense. The Commander, when authorized, shall execute such agreements or documents and shall agree to such reasonable terms and conditions as may be required by the Federal or State government for the grant, loan, lease, or for the use or possession of such equipment, supplies, materials, property or money.

(i) **The Property Officer.** The Commander shall appoint a Property Officer, who shall be the custodian of the special equipment and other property which may be loaned, turned over or assigned to the Corps from any source, or which may be obtained for the special use of the Corps. He is hereby authorized to act as the agent of this community to receive, from any agency of the Federal Government, the loan of any such equipment or property upon such conditions as may be prescribed by that agency. He shall keep account of property entrusted to his control according to the terms of its acceptance, or, when there are no terms, as the Commander may prescribe. He shall keep records of the receipt and distribution of such property, and he may issue the same only to persons entitled thereto under the rules of the Corps. He shall post a surety bond, in such amount as the Commander may designate, to assure the faithful performance of his duties, and the premium thereof shall be paid by the City *and County*.

(j) **The Training Plans Officer.** The Commander shall appoint a Training Plans Officer who shall supervise generally the training programs of the several respective divisions, and adapt them to the requirements and standards established by the War Council or the Federal Office of Civilian Defense.

(k) **Other Staff Officers.** The Commander may appoint such other staff officers, and assign to them such duties as the exigencies of the civilian defense may from time to time require.

(l) **Full Time Maintenance Command.** A complete staff of the Citizens' Defense Corps Command shall be available for duty at all hours throughout the duration of the war.

Section 6. (a) **Citizens' Service Corps.** Creation of a Citizens' Service Corps is hereby authorized. Its duties shall be to carry out all related programs and policies established by the War Council.

(b) *All the volunteer forces enrolled in the Civilian War Services shall organize their forces, facilities and efforts under*

the Citizens' War Services Command, and, so organized, the various component elements shall be designated as Citizens' Service Corps.

(c) Corps Command.

I. The Citizens Service Corps Command shall consist of the following:

- 1. The Mayor as Commander.*
- 2. The Chief Administrative Officer as Vice-Commander.*
- 3. The Director of Civilian Defense.*
- 4. The respective chiefs or chairmen of the several war services.*
- 5. Such liaison and other officers of the Corps appointed pursuant to this ordinance as may be especially directed by the Commander to serve upon the command.*

II. The Mayor shall be the Commander of the Citizens' Service Corps and the Director of Civilian Defense shall be the Executive Assistant to the Commander and each, respectively, shall have and exercise the same supervision and control over the activities and efforts of the Citizens' Service Corps as are vested in them in respect of the Citizens' Defense Corps in this ordinance.

III. (a) The functions and duties of the Citizens' Service Corps shall be distributed among the groups of volunteer enrollees to the end of coordinating and integrating all war programs that may be promoted, developed and sponsored by the San Francisco Civilian War Council. The said functions and duties shall be distributed by the Commander into various services and each service shall be under the direction of a chief or chairman.

(b) The service shall include from time to time during the state of war all those civilian activities other than protection with which the City and County of San Francisco and its civilian residents must be concerned as part of their contribution to the prosecution of the war. Such civilian activities and war services shall include whenever and wherever desirable, essential, practicable and feasible, the following:

- 1. Rationing.*
- 2. Salvage.*
- 3. Consumer interests.*
- 4. Service for service men.*
- 5. Welfare, youth and child care, education, recreation, block activities for war services.*
- 6. Housing.*
- 7. War aid projects, including sale of War Bonds and Stamps.*
- 8. Plant utilization—labor, supply and training.*

IV. Whenever it shall appear to and be determined by the War Council that any of the aforesaid activities should be discontinued or consolidated, or other activities initiated, the Commander may issue appropriate directions and require a redistribution of the functions and duties by the Citizens' Service Corps.

Section 7. Budgets. The budget estimates of proposed expenditures of the respective divisions of the Citizens' Defense Corps, the Citizens' Service Corps, and all committees created hereunder shall be prepared in accordance with the budget provisions of the Charter, but shall be first submitted to the War Council for its consideration and recommendations before being transmitted to the Controller, pursuant to provisions of Section 69 of the Charter.

Section 8. Appropriations Continued. Appropriations heretofore

made to departments and offices for protective and war services and for all other Civilian Defense activities for the fiscal year 1942-43 are hereby continued for the purposes for which such appropriations were made, subject to the provisions of this ordinance.

Section 9. Cooperation of Officers and Employees. Every officer and employee of the City and County of San Francisco shall cooperate with and assist the War Council, the Citizens' Defense Corps, the Citizens' Service Corps, and all other committees, divisions and services authorized by this ordinance so as to enable the accomplishment of the objectives of this ordinance.

Section 10. Temporary Assignment of Employees. The Mayor, with the consent of the particular department head interested, and with the approval of the Chief Administrative Officer, Board or Commission, if responsible for said department, may assign any employee temporarily to assist with the performance of any of the services provided hereunder.

Section 11. Continuation of Powers Granted to Civilian Defense Council. The powers and duties, all and singular, heretofore conferred by law on the San Francisco Civilian Defense Council, with the exception of those powers and duties provided under the provisions of Ordinance No. 1448 (Series of 1939), are hereby conferred on, and continued in, the San Francisco Civilian War Council, unless otherwise specifically provided for by this ordinance.

Section 12. Ordinance 1448 Repealed. Ordinance No. 1448 (Series of 1939) is hereby repealed.

[Section 13. Emergency. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of said emergency being as follows:

[That a state of war now exists between the United States of America and several foreign powers and the City and County of San Francisco is in imminent danger at all times of being attacked by the common enemy and that it is necessary for the protection of the lives and property of the people of the City and County of San Francisco that this ordinance become effective at once to the end that the functions provided in said ordinance for the protection of the lives and property of the people of said City and County may be carried into effect.]

Section 2. Emergency. This ordinance is passed as an emergency measure and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of said emergency being as follows:

That a state of war now exists between the United States of America and several foreign powers and the City and County of San Francisco is in imminent danger at all times of being attacked by the common enemy and that it is necessary for the protection of the lives and property of the people of the City and County of San Francisco that this ordinance become effective at once to the end that the functions provided in said ordinance for the protection of the lives and property of the people of said City and County may be carried into effect.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Report of Finance Committee on Replacement of Police Officer Clerks by Civil Service Clerk-Stenographers.

The Finance Committee is asked to recommend three new Clerk-Stenographer employments in the Police Department so that certain able-bodied policemen may be freed for actual service as patrolmen.

The committee sincerely commends the Police Department for their willingness to replace able-bodied police officers in clerical jobs with efficient clerk-stenographers. It is easily understood that individuals trained as clerk-stenographers will do the work of two to four police officers who are trained as law enforcement officers and not stenographers.

However, the Finance Committee has adopted a policy of not recommending the creation of new employments in any department. We concur with all of San Francisco that our Police Department is one of the finest in the country and that the present staff is doing a fine job.

If it is the wish of the department to make available more manpower for actual police work, we recommend the following:

1. That clerk-stenographers be utilized to replace able-bodied policemen without creating new employments, viz.—three clerk-stenographers, if employed at clerk-stenography work, should enable the release of four to seven additional patrolmen to active police duty without cost to the taxpayers. This is accomplished by not filling three vacant patrolmen employments with police officers off the civil service list; in lieu these vacant patrolmen positions would be filled with clerk-stenographers who are qualified to do the work of seven to ten patrolmen now fulfilling the duties of a clerk-stenographer.

2. That a survey be made by the Civil Service Commission and a report issued as to the number of able-bodied and qualified police personnel presently assigned to non-police duties in departments other than the Police Department. Said survey to include a report as to the number of available and able-bodied policemen currently doing clerical work within the Police Department, which clerical work could be done by a clerk-stenographer in accord with the rules and regulations of the department.

In view of the foregoing the Finance Committee will recommend the creation of the three new employments only on condition that three positions of policemen now vacant be abolished.

The subject matter will be on the calendar of the Board of Supervisors on Monday, November 16th, with recommendation "Do Pass" by the Finance Committee after deleting from the ordinance three positions of policemen now vacant.

CHESTER MACPHEE,
DEWEY MEAD,
ADOLPH UHL,

Finance Committee.

Passed for Second Reading.

An Amendment to Salary Ordinance, Section 11, Police Department, by Adding Item 12.2 and Establishing Three Positions of B512 General Clerk-Typist at \$155 Per Month.

(Series of 1939)

Bill No. 1964, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 11, POLICE DEPARTMENT, by adding item 12.2 and establishing three positions of B512 General Clerk-Typist at \$155 per month.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 11, is hereby amended to read as follows:

Section 11. POLICE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner	\$ 100
2	1		Chief of Police.....	600
3	1		Deputy Chief of Police.....	450
4	1		Property Clerk	300
5	1		Police Surgeon (part time)	200
6	1	B4	Bookkeeper	185
7	1		Department Secretary	400
8	3	B310b	Tabulating Numerical Key Punch Oper....	168
8.1	1	B310b	Tabulating Numerical Key Punch Oper....	175
9	1	B408	General Clerk-Stenographer	170
9.1	2	B408	General Clerk-Stenographer	175
10	1	B408	General Clerk-Stenographer	230
10.1	1	B412	Senior Clerk-Stenographer	200
11		B420	Phonographic Reporter (as needed), \$12.50 per day plus transcription.	
12	10	B454	Telephone Operator	167
12.1	1	B454	Telephone Operator	160
12.2	3	B512	General Clerk-Typist	155
13	1		Director of Criminal Information.....	333.33
14	1		Director of Personnel.....	333.33
15	1		Director of Special Service.....	250
15.1	1		Secretary Police Commission (Captain)....	300

Bureau of Inspectors

16	1		Captain of Inspectors.....	416.66
17	***96		Inspector	230
18	21	Q2	Policeman (Assistant Inspector).....	200
19	24	Q2	Policeman	200
20	3	Q20	Policewoman	200
20.1	5	Q50	Sergeant (Assistant Inspector).....	220
20.2	4	Q50	Sergeant	220
21	6	Q60	Lieutenant	250
22	1	Q62	Photographer, Police Department.....	225
22.1	1	Q63	Criminologist	300

Uniformed Force

23	1		Supervising Captain	333.33
24	1		Captain of Traffic.....	333.33
25	1	Q25	Inspector of Motor Vehicles.....	220
26	1		Inspector of Junior Traffic.....	230
27	1		Inspector of Horses and Equipment.....	230
28	1	B33	Assistant Department Secretary, Police Department	220
29	4	D52	Jail Matron	185
31	1	I 14	Junior Chef	203
32	10	J 70	Hostlers	180
33	4	O158	Motor Boat Operator.....	200
35	951	Q2	Policeman	200
36	25	Q30	Police Patrol Driver.....	200
37	155	Q50	Sergeant	220
38	**41	Q60	Lieutenant	250
39	*12	Q80	Captain	300

* Not more than 10 positions to be filled. Appropriation Ordinance provides for only 10 positions.

** Not more than 39 positions to be filled. Appropriation Ordinance provides for only 39 positions.

*** Not more than 95 positions to be filled. Appropriation Ordinance provides for only 95 positions.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Privilege of the Floor.

Chief of Police Charles F. Dullea and Deputy Chief of Police Michael Riordan, on being granted the privilege of the floor, opposed the proposed reduction of the uniformed force and the substitution therefor of an equal number of General Clerk-Typists. The Police Department, due to the increased duties, has not a sufficient number of uniformed force now. It was recognized that Clerk-Typists would probably be more efficient at clerical work than would patrolmen, and the addition of three new civilian employees would be welcome, but not at the cost of the elimination of three patrolmen. Patrolmen who are assigned to clerical work can, if the occasion demands, be assigned to police work, while Clerk-Typists could not be so assigned.

Amendment.

Thereupon, Supervisor Gallagher moved as an amendment, that the number of positions in item 35, Policeman, be changed from 948 to 951, the number of policemen at present provided for. Motion seconded by Supervisors Roncovieri and Shannon.

Supervisor Shannon, after seconding the foregoing motion, stated that he believed the Chief of Police knew better how to run his department than did the Board of Supervisors. He urged approval of the motion.

Supervisor Roncovieri explained his second, stating that San Francisco is in need of all the policemen it can pay for at this time. Although we have not yet met with any disaster, nevertheless we need policemen more than ever at this time, even though we have a force of auxiliary police which is doing fine work. About 240 men are needed to direct traffic. They were not needed 20 or 25 years ago.

Supervisor O'Gara announced that he would vote against the discharge of three policemen. However, there is no discharge of policemen contemplated in this legislation. There are now 20 vacancies; it is proposed to fill only 17 of these vacancies. The Finance Committee has considered this matter very carefully and the committee's proposal is worth a trial. If, after a trial of three months or so, it is found that the plan does not succeed, he, Supervisor O'Gara, would be one of the first to vote to restore the eliminated positions. He would vote against the motion.

Supervisor MacPhee announced that it was the policy of the Finance Committee to recommend against the creation of any new positions that were not absolutely necessary. He believed the appointment of three General Clerk-Typists would, because of their greater efficiency in clerical duties, release at least six police officers for actual police duty. The Police Department would, therefore, increase its effectiveness.

Supervisor Colman announced that he was in favor of Supervisor Gallagher's amendment. The Finance Committee can economize in other departments of the city government. After the statement by the Chief of Police, Supervisor Colman continued, he did not want to assume any responsibility for reduction of the police force. He would vote in favor of the amendment.

Thereupon the roll was called and the motion by Supervisor Gallagher *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Meyer, Roncovieri, Shannon—6.

Noes: Supervisors MacPhee, Mead, O'Gara, Uhl—4.

Absent: Supervisor Green—1.

Passed for Second Reading.

Whereupon, the roll was again called and Bill No. 1964, as amended and reading as above, was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Meyer, Roncovieri, Shannon—6.

Noes: Supervisors MacPhee, Mead, O'Gara, Uhl—4.

Absent: Supervisor Green—1.

Re-referred to Committee.

Re-appropriating \$4,650 for Creation of Three Positions of General Clerk-Typist, Police Department; an Emergency Ordinance.

(Series of 1939)

Bill No. 1965, Ordinance No. , as follows:

Appropriating the sum of \$4,650 from the surplus existing in Appropriation No. 209.110.00 to the credit of Appropriation No. 209.110.00, creating the position of 3 B512 General Clerk-Typists at \$155 per month in the Police Department, and providing funds for the compensation therefor for the period September 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$4,650 is hereby appropriated from the surplus existing in Appropriation No. 209.110.00 to the credit of Appropriation No. 209.110.00, to provide funds for the compensation of 3 B512 General Clerk-Typists at \$155 per month in the Police Department for the period September 1, 1942, to June 30, 1943.

Section 2. The position of 3 B512 General Clerk-Typists at \$155 per month in the Police Department are hereby created.

Section 3. This ordinance is passed as an emergency ordinance, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed, that an emergency exists which makes it necessary that it become effective immediately. The nature of the emergency is as follows: The uninterrupted operation of the Police Department and the replacement of policemen now performing clerical duty with clerical workers from the civil service list.

Recommended by the Chief of Police.

Approved by the Board of Police Commissioners.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

The foregoing bill was, on motion by Supervisor MacPhee, *re-referred to Finance Committee* for adjustment, inasmuch as the appropriation required is for the period December, 1942, to June 30, 1943, instead of as originally set up.

Adopted.

The following recommendations of the Police Committee were taken up:

Present: Supervisors Gallagher, Green, Uhl.

Placing Parking Restrictions of Sixty Minutes, From 7 A. M. to 6 P. M., on West Side of Third Street, Between Twentieth and Twenty-third Streets; and Rescinding Resolution No. 2037.

(Series of 1939)

Resolution No. 3010, as follows:

Resolved, That pursuant to Article 3, Section 32, of Bill No. 863, Ordinance No. 890 (Series of 1939), Traffic Code, the following parking restrictions, Sundays and holidays excepted, at specified hours, be adopted:

It shall be unlawful for the driver of any vehicle to stop or park the same longer than sixty minutes between the hours shown below, Sundays and holidays excepted, on any of the following streets:

From 8 o'clock A. M. to 6 o'clock P. M., on Sutter Street between Van Ness Avenue and Gough Street.

From 7 o'clock A. M. to 6 o'clock P. M., on Pine Street between Van Ness Avenue and Franklin Street.

FROM 7 O'CLOCK A. M. to 6 O'CLOCK P. M., ON WEST SIDE OF THIRD STREET BETWEEN TWENTIETH AND TWENTY-THIRD STREETS.

Further Resolved, That Resolution No. 2037 (Series of 1939) is hereby rescinded.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Police Department Authorized and Directed to Remove Stop Signs at Northeast Corner of Turk Street and Van Ness Avenue; and Northeast Corner of Turk and Polk Streets.

(Series of 1939)

Resolution No. 3011, as follows:

Resolved, That the Police Department be and it is hereby authorized and directed to remove stop signs at the following locations:

Northeast corner of Turk Street and Van Ness Avenue.

Northeast corner of Turk and Polk Streets.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Police Department Authorized and Directed to Install Stop Signs at Northeast and Southwest Corners of Sunnydale and Schwerin Streets.

(Series of 1939)

Resolution No. 3012, as follows:

Resolved, That, pursuant to the provisions of the Vehicle Code of the State of California, the intersections hereinafter named be and they are hereby designated as "stop intersections":

Northeast corner of Sunnydale and Schwerin Streets.

Southwest corner of Sunnydale and Schwerin Streets.

Further Resolved, That the Police Department of the City and County of San Francisco be and it is hereby authorized and directed

to cause stop signs to be installed at the locations designated hereinabove.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Providing for Restricted Parking on Certain Designated Parts of Washington, Clay, Jackson, Front, Davis, Drumm and Oregon Streets.

(Series of 1939)

Resolution No. 3013, as follows:

Whereas, the San Francisco Commission District, that is that portion of the wholesale district of the City and County of San Francisco where fruits, vegetables and other foodstuffs are imported into and from there distributed throughout the bay area, is concentrated in a small district; and

Whereas, for the past several years the streets of this district have gradually become heavily congested; and

Whereas, the present war emergency resulting in the constant and continuously increasing influx of civilian workers into the City and County and the necessity for supplying foodstuffs to the various armed forces of the United States has placed such an added burden on the facilities of said wholesale food district that said armed forces cannot obtain such foodstuffs with the proper and needed facility; and

Whereas, there is grave danger that the food distribution within the City and County may be seriously impaired unless some action is taken to obviate this congestion in the streets of said district during the morning hours when vehicles transporting said foodstuffs are concentrated therein; and

Whereas, the United States Department of Agriculture, after a thorough survey of said conditions, has recommended, among other things, that parking on the streets of said district be restricted during certain hours to commercial vehicles carrying produce and foodstuffs; and

Whereas, this Board finds that said restricted parking is necessary in order to facilitate the distribution of such produce and foodstuffs within the City and County of San Francisco; now, therefore, be it

Resolved, That it shall be unlawful for the driver of any vehicle to park said vehicle on Washington Street between the Embarcadero and Battery Street between the hours of 5 a. m. and 9 a. m.; and be it

Further Resolved, That it shall be unlawful for the driver of any vehicle, other than a commercial vehicle used for the transportation of fruits, vegetables, produce and other foodstuffs to stop or park said vehicle on that portion of the following named streets designated below between the hours of 5 a. m. and 9 a. m.

Provided, however, that the provisions of this resolution shall not apply on Sundays and legal holidays.

Clay Street between Battery and Drumm Streets;

Jackson Street between Battery Street and The Embarcadero;

Front Street between Clay and Jackson Streets;

Davis Street between Clay and Jackson Streets;

Drumm Street between Clay and Jackson Streets;

Oregon Street between Front Street and The Embarcadero.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.

Amending Automobile Parking Station Ordinance.

(Series of 1939)

Supervisor Gallagher presented, with Police Committee recommendation:

Bill No. 1968, Ordinance No., as follows:

Amending Section 1 of Bill No. 683, Ordinance No. 3108, New Series, now designated as Section 430, Article 13, Chapter IV, Part II, of the San Francisco Municipal Code defining Automobile Parking Station and qualifying said definition, and adding Section 1 (a) to said Bill No. 683, Ordinance No. 3108, New Series, to be designated as Section 430 (a) of Article 13, Chapter IV, Part II, of said Municipal Code, and making it unlawful to park an automobile in certain free parking lots between the hours of 2:00 A. M. and 6:00 A. M., and requiring the owner and the lessee of such space to provide certain signs therefor.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 1, Bill No. 683, Ordinance No. 3108, New Series, now designated as Section 430, Article 13, Chapter IV, Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 430. **Definition.** For the purposes of this article an Automobile Parking Station shall be any parcel of land not enclosed by a roofed building where automobiles are kept, placed or stored; provided, however, that the provisions of this Article shall not apply to any such parcel of land used for the following described purposes:

(1) For the parking, keeping or storing of automobile belonging to the owner or lessee of such parcel of land;

(2) Where the owner or lessee of such parcel of land permits not more than two automobiles not owned by himself to be placed, kept, stored or parked thereon, provided no charge is made therefor;

(3) Where the owner or lessee of any store provides such a parcel of land adjacent to or in the vicinity of said store for the placing, keeping, storing or parking of automobiles belonging to the customers of said store, while such customers are visiting said store and where no charge is made or promised for such placing, keeping, storing or parking;

(4) Where and to the extent that the owner or lessee of the lot, places, keeps, stores or parks thereon the automobile or automobiles used by such owner or lessee in the transaction of any business, trade or occupation conducted by such owner or lessee.

Wherever used in this Article the term "store" shall include wholesale or retail store, restaurant, theatre or other place of business.

Section 2. Bill No. 683, Ordinance No. 3108, New Series, now designated as Article 13, Chapter IV, Part II, of the San Francisco Municipal Code is hereby amended by adding thereto Section 1 (a), which shall hereafter be designated as Section 430 (a) of Article 13, Chapter IV, Part II, of said Municipal Code:

Section 430 (a). It shall be unlawful to keep, store or park any automobile, except those belonging to the owner or the lessee thereof, on any parcel of land referred to in Subdivision (3) of Section 430 of this Article between the hours of 2:00 A. M. and 6:00 A. M. The owner and the lessee of such space shall provide and cause to be prominently displayed thereon a sign giving notice of such prohibition,

in black letters, not less than 5" in height, on a yellow background as follows:

City ordinance prohibits parking here between
2:00 A. M. and 6:00 A. M.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Defining and Prohibiting Unlawful Sexual Intercourse.

(Series of 1939)

Supervisor Gallagher presented:

Bill No. , Ordinance No. , as follows:

An ordinance defining the phrase, "An unlawful act of sexual intercourse"; making it unlawful to offer or agree to commit or to commit an act of sexual intercourse, or to offer or agree to secure or secure another for the said purpose or for any lewd or indecent act, or to induce, entice or procure another to commit an unlawful act of sexual intercourse or any lewd or indecent act, or to direct any person to a place for the said purpose or to receive or offer or agree to receive or to knowingly permit any person to remain in any place for the purpose of committing the said act, or to knowingly transport any person to any place for the said purpose, or to aid or abet or participate in the said prohibited act; providing a penalty for violation; declaring that an emergency exists which requires that this ordinance become effective at once; providing for severability of the several parts of this ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. For the purpose of this ordinance the phrase "unlawful act of sexual intercourse" shall mean an act of sexual intercourse committed with a female not the wife of the male, or an act of sexual intercourse committed with a male not the husband of the female.

Section 2. Every person,

- (a) who offers or agrees to commit or commits an unlawful act of sexual intercourse; or,
- (b) Who offers or agrees to secure or secures another for the purpose of committing an unlawful act of sexual intercourse, or for any lewd or indecent act; or,
- (c) who is in or near any thoroughfare or in any public or private place for the purpose of inducing, enticing or procuring another to commit an unlawful act of sexual intercourse, or any lewd or indecent act; or,
- (d) who in any manner procures a person who is in any thoroughfare, or in any public or private place, to commit an unlawful act of sexual intercourse, or any lewd or indecent act; or,
- (e) who directs any person to a place for the purpose of committing an unlawful act of sexual intercourse, or any lewd or indecent act; or,
- (f) who receives, or offers, or agrees, to receive any person into any place, building, or conveyance, for the purpose of committing an unlawful act of sexual intercourse, or any lewd or indecent act; or
- (g) who knowingly permits any person to remain in any place, building, or conveyance, for the purpose of committing an unlawful act of sexual intercourse, or any lewd or indecent act; or
- (h) who knowingly transports any person to any place where he may

- commit or for the purpose of committing an unlawful act of sexual intercourse, or any lewd or indecent act; or,
- (i) who in any way aids or abets or participates in the matters and things prohibited by subdivision (a) to (h) inclusive of this section,

is guilty of a misdemeanor and punishable, upon conviction, by imprisonment in the county jail not exceeding six (6) months or by fine not exceeding five hundred (500) dollars, or by both.

Section 3. This ordinance is passed as an emergency measure and the Board does, by the vote by which this ordinance is passed, hereby declare that a national emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of which emergency being as follows: That a state of war now exists between the United States of America and the Empire of Japan, the Government of the German Reich and the Kingdom of Italy; that statistics of governmental agencies show that during the several weeks last past there has been a rapid and abnormal increase in the venereal disease rate in the City and County of San Francisco; that said venereal disease rate affects the personnel of the armed forces of the United States Government; that the presence of said venereal disease is impairing the vitality and efficiency of the said personnel of the armed forces so affected and that unless immediate steps are taken to prohibit the acts made unlawful by this ordinance, the said venereal infection rate will continue to the further and increased detriment of the vitality and efficiency of the personnel of said armed forces.

Section 4. If any provision of this ordinance or the application thereof to any person or citizen is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Re-referred to Police Committee.

Requesting Survey of Police Department to Determine Number of Policemen Employed Outside Their Classifications.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3006, as follows:

Whereas, there is pending in the Finance Committee of the Board of Supervisors a proposed amendment to the Annual Appropriation Ordinance providing for the creation of three additional positions for clerk-typists in the Police Department; and

Whereas, a report compiled by the Civil Service Commission shows that not less than fifty police officers, exclusive of incapacitated and convalescent men, have been assigned to clerical duties; and

Whereas, the Chief of Police has informed the Civil Service Commission that as vacancies occur in the positions now occupied by police officers performing clerical work, said positions will be filled by eligibles on the civil service lists for such clerical classifications; and

Whereas, in addition to the non-policing positions heretofore referred to, there are other members of the Police Department who are assigned to work, in various departments, other than police duties; now, therefore, be it

Resolved, That the Civil Service Commission be and is hereby requested to investigate this matter and submit a report to this Board showing the total number of police officers and the type of work in which they are engaged, and in particular the number of men engaged in clerical or other non-policing duties and the number of men en-

gaged in clerical or other non-policing work who are unable because of disability to perform ordinary police or patrol duty.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

In Memoriam—Rear Admiral Daniel J. Callaghan.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. 3041, as follows:

Whereas, death has closed the brilliant career of our own Commander of the flagship "San Francisco," who died nobly in the Battle of the Solomons on November 13th last; and

Whereas, San Francisco born, Admiral Callaghan attended St. Ignatius College in San Francisco and the University of California, from which University he was appointed to Annapolis, graduating with honor in 1911; and

Whereas, his gallantry and bravery in action were indicated in the events immediately preceding his untimely demise when Admiral Callaghan in command of a task force, though outnumbered and outgunned, attacked a fleet of Japanese battleships, cruisers and destroyers, screening a large body of transports attempting to land troops on Guadalcanal, in which action Admiral Callaghan's flagship "San Francisco" first shelled and blew up an enemy cruiser, then closed at two hundred yards with a battleship on which she scored eighteen hits with her main battery, and utterly routed the greatly superior force of the enemy; and

Whereas, while the gallant and heroic exploit of Rear Admiral Callaghan fills all San Franciscans with justifiable pride and evokes our highest praise and commendation, the death of one so near and dear to the hearts of all San Franciscans, deeply touches the hearts of all Americans; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco when it adjourns today does so out of respect to the revered memory of Rear Admiral Daniel J. Callaghan, Commander of the good ship "San Francisco," who during his eventful lifetime and in his meeting with the Grim Reaper upheld the highest traditions of the American Navy; and be it

Further Resolved, That the Clerk be and he is hereby directed to have a suitably engrossed copy of these resolutions tendered to the family of the late Rear Admiral Daniel J. Callaghan.

Unanimously adopted by rising vote.

In Memoriam—John D. Barry.

(Series of 1939)

Supervisor Colman presented:

Resolution No. 3042, as follows:

Whereas, the cold hand of Death has stilled the noble heart and generous soul of our beloved fellow citizen, John D. Barry; and

Whereas, John D. Barry, San Francisco's distinguished writer, lecturer and dauntless advocate of justice and freedom for all races, nations and creeds, was a lover of his fellow man, whose valiant endeavor for world peace made him the unanimous choice for the first award of the I. M. Golden Medal for outstanding service; therefore be it

Resolved, That when the Board of Supervisors adjourns today it does so out of respect to the revered memory of John D. Barry, a cultured

gentleman and scholar, a great American, and a true friend of all humanity; and be it

Further Resolved, That the Clerk be directed to transmit to the friends and relatives of the deceased this Board's expression of its appreciation of his great character and sorrow for the great loss to our community.

Unanimously adopted by rising vote.

Requesting Public Utilities Commission to Submit Plan for Immediate Relief of the Transportation Problem.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3005, as follows:

Whereas, the Board of Supervisors presented to the people at the recent election a proposal to acquire the operative properties of the Market Street Railway; and

Whereas, the people of San Francisco, at the polls, indicated their disapproval to the purchase of the Market Street Railway Company's properties for \$7,960,000; and

Whereas, the war emergency has created a serious transportation problem affecting all San Franciscans, including our workers in the war industries, which problem is still unsolved; and

Whereas, the Board of Supervisors is without vested authority to proceed further in attempting to effect a solution to our transportation problem; now, therefore, be it

Resolved, That the Board of Supervisors does hereby request the Public Utilities Commission to work out some plan for immediate transportation relief, as is its duty under the charter, and if legislation be necessary to further a justifiable and workable plan, and that such legislation be brought before the Board of Supervisors for consideration at the earliest possible time.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Green—1.

Supervisor MacPhee, in discussing the question of San Francisco's transportation problem, announced that there had been several meetings to consider the problem, at which Mr. Cahill, the Mayor and other city officials were present. Proposals by the Mayor, by Mr. Lee Kaiser and by himself had been presented and discussed at these meetings. The result of the meetings was the Public Utilities Commission was requested to work out some plan for the solution of the problem other than the outright purchase of the Market Street Railway properties. The purpose of the foregoing resolution is to let the Public Utilities Commission know that the Board of Supervisors is interested in seeing that Commission attack the problem, and is willing to receive any proposal that Commission might wish that might need legislation.

Investigation of Validity of Market Street Railway Franchises and the Present Enforceability of the Terms and Conditions of Such Franchises.

(Series of 1939)

Supervisor O'Gara congratulated Supervisor MacPhee on the resolution just presented by him, after which he stated that while he believed the Board should, while endeavoring to solve the transportation problem, face the fact that the Market Street Railway Company is standing definitely on its rights or assumed rights under certain franchises. He, Supervisor O'Gara, questioned the validity of some of their

franchises today. Routes have been changed; modes of transportation have been changed. For that reason he was introducing the following resolution:

Resolution No., as follows:

Resolved, That the City Attorney is hereby requested:

1. To investigate and report to the Board of Supervisors on the validity of all franchises now held by the Market Street Railway and the present enforceability of the terms and conditions of all such franchises.

2. To report progress monthly to the Board of Supervisors on such investigation.

Referred to Joint Finance and Public Utilities Committee.

City Attorney to Institute Proceedings to Secure Appointment of Receiver for Market Street Railway Company, and to Assure Payment of Street Paving Obligations.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No., as follows:

Resolved, That the Board of Supervisors hereby directs the City Attorney to immediately institute legal action to secure, in addition to all other available legal remedies, the appointment of a receiver for the Market Street Railway to assure:

1. That funds for paying the paving obligations now amounting to \$625,000 of the Market Street Railway to the City and County of San Francisco shall be preserved in view of the insolvency of the Market Street Railway Company.

2. That the Market Street Railway be operated during the war emergency for the benefit of the people of San Francisco in cooperation with the Municipal Railway and under the direction of the Office of Defense Transportation.

Referred to Joint Finance and Public Utilities Committee.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From Nelson A. Eckart, General Manager, San Francisco Water Department, setting forth tentative itinerary for proposed inspection trip over the Water Department properties by members of the Board of Supervisors.

Clerk to poll members as to their wishes.

From John Reber, addressed to Supervisor Mead, together with copies of books, "Navy Day—1942," wherein is contained detailed outline of the "San Francisco Bay Project," also known as the "Reber Plan," for distribution to members of the Board. Also suggesting that copies be sent to members of Bay Area Boards of Supervisors.

On motion by Supervisor Mead, seconded by Supervisor Gallagher, *communication filed and Clerk directed to send copies as suggested.*

From his Honor the Mayor, proclaiming an emergency exists and fixing working hours for all municipal offices in the City and County, pursuant to Resolution No. 2978 and the recommendations of the Staggered Hours Committee; provided, however, that municipal offices must be kept open and staffed by skeleton force until 5:00 P. M.

Filed.

From Congressman Richard J. Welch, acknowledging receipt of

resolution adopted by the Board of Supervisors requesting that the National Housing Agency give consideration to the housing problems of the San Francisco area.

Filed.

From Central Council of Civic Clubs, resolution adopted by that organization re transportation problem in San Francisco.

Referred to Joint Finance and Public Utilities Committee.

From War Production Board, acknowledging receipt of Resolution No. 2947, adopted by the Board of Supervisors, re War Housing.

Filed.

From San Francisco Federation of Municipal Employees, suggesting increased pay for city employees earning \$250 per month or less.

Referred to Finance Committee.

Luncheon Meeting of Redwood Empire Association.

Supervisor Colman announced that on Tuesday, November 17, 1942, at noon, the Redwood Empire Association would have a luncheon at the Palace Hotel. All members of the Board were invited to attend. The presence of Supervisor Meyer, Chairman of the Streets Committee, was particularly requested.

Adjournment Proposed.

Supervisor Shannon, at the hour of 4:00 P. M., moved that the Board adjourn. Motion seconded by Supervisor Brown.

The President announced that he had just received word that a communication from the Public Utilities Commission was in the course of preparation. The communication would be ready for presentation to the Board within fifteen minutes' time, and the Commission would appreciate the Board's remaining in session to receive same.

Thereupon, the roll was called and the motion to adjourn was defeated by the following vote:

Ayes: Supervisors Brown, Shannon—2.

Noes: Supervisors Colman, Gallagher, MacPhee, Meyer, O'Gara, Roncovieri—6.

Absent: Supervisors Green, Mead, Uhl—3.

Excused From Attendance.

Supervisor Brown requested that he be excused from further attendance at the day's meeting (4:05 P. M.).

No objection and request granted.

Recess.

The Chair suggested that the Board recess until receipt of the communication from the Public Utilities Commission.

Supervisor MacPhee stated that undoubtedly the communication would be referred to committee and he moved that it be considered as having been presented and referred to committee, and that the Board recess. Motion seconded by Supervisor Uhl.

Chair declared motion to be out of order, since motion to recess had just been defeated, and declared a recess of ten minutes, or until communication from the Public Utilities Commission will have reached the Board.

Reconvening.

At the hour of 4:08 P. M., communication from the Public Utilities Commission having reached the Board, the Board reconvened.

Report From Public Utilities Commission on Solution of Transportation Problem.

Thereupon, the following report from the Public Utilities Commission was presented and read by the Clerk:

Since the November 3rd elections, several meetings among civic leaders and city officials have been held looking toward some new solution of the city's mass transportation problem.

None of the new plans proposed has been agreed upon.

The only alternative plan that Mr. Samuel Kahn, President of the Market Street Railway Company will accept was the plan presented by Supervisor MacPhee at a meeting held Monday night, November 9, 1942. In this plan, Supervisor MacPhee proposed a straight 7-cent fare on the Municipal Railway and a universal transfer. That was the only plan proposed by him that was acceptable to Mr. Kahn.

On Friday, November 13, 1942, Mr. MacPhee amplified his original plan by adding Section 6, proposing a two-year option to purchase, which was wholly unacceptable to Mr. Kahn.

A copy of each of these plans is attached.

The Public Utilities Commission firmly believes that the revenue bond proposal *was* the best solution to the problem and that it *still stands* as the best solution.

The real problem is to sell it to the people.

The Mayor, the Public Utilities Commission and the Board of Supervisors, by unanimous vote before election, agreed that the first step toward a permanent solution was adoption of a plan embodying the essential features of unification, namely:

1. A uniform fare.
2. A universal transfer.
3. A uniform wage scale.
4. Operation under a single management.

All these advantages, and more, were contained in the revenue bond plan which was supported by the four metropolitan daily newspapers and by large numbers of organizations for civic betterment.

The results of the November 3rd election cannot reasonably be construed as a *final* mandate from the people against unification of the city's street railway systems.

Less than 28 per cent of the registered voters were against acquisition.

More than 26 per cent cast their ballots in favor of acquisition.

The remainder, amounting to 164,202, did not even express an opinion one way or the other.

The latest figures from the office of the Registrar of Voters tells the story:

Total number of registered voters.....	367,352
Number who actually voted.....	228,704
Number who voted, but not on Proposition No. 26...	33,461
Number (less absentee ballots) who did not vote on No. 26.....	164,202
Number of absentee ballots.....	2,902
Number who voted for acquisition (No. 26).....	94,243
Number who voted against No. 26.....	100,904
Number of votes by which No. 26 failed to pass.....	6,761

Thus, it becomes obvious that the margin of loss was less than 2 per cent of the registered voters and that by a swing of only 3,381 votes the revenue bond measure would have carried.

Its failure to carry, we believe, was due to a misunderstanding, both of the nature of the proposal and the seriousness of the situation, as well as to confusion, which is inevitable where there are so many issues on the ballot as was the case on November 3rd.

This is the third occasion on which the acquisition of the Market Street Railway Company by the City has been rejected by the voters.

But it is worthy of note that the vote has been increasingly more favorable at each election, as indicated by the following records:

<i>Date</i>	<i>Yes</i>	<i>No</i>	<i>Margin of Loss</i>
11- 3-25	12,435	87,315	74,880
9-27-38	52,680	93,979	41,299
11- 3-42	94,243	100,904	6,761

The record parallels the history of acquisition by the City of the Spring Valley Water Company. There is significance in the fact that the Spring Valley Water Company's price became increasingly greater each election as the following record shows:

Spring Valley Purchase.

(General obligation bonds requiring two-thirds majority to carry.)

<i>Date</i>	<i>Amount</i>	<i>Yes</i>	<i>No</i>
1-14-10	\$35,000,000	22,068	11,722
4-20-15	34,500,000	39,951	33,455
3- 8-21	38,000,000	43,073	30,992
6-14-27	40,000,000	41,463	28,611
5- 1-28	41,000,000	82,490	21,175 (Carried)

Thus, although there elapsed a period of approximately 18 years between the first and final elections on Spring Valley purchase, the people nonetheless voted for acquisition. A period of approximately 18 years will have elapsed between the first and final elections on acquisition of Market Street Railway if the revenue bond measure is resubmitted to the people within the next few months, and, if they are given all the facts, we believe the measure will carry.

The City's experience in acquisition of the Geary Street rail line, which was the beginning of Municipal Railway, was similar.

The following tabulation tells the story:

Municipal Railway.

(General obligation bonds requiring two-thirds majority to carry.)

<i>Date</i>	<i>Amount</i>	<i>Yes</i>	<i>No</i>
12- 2-02	\$ 700,000	15,071	11,331
10- 8-03	710,000	14,351	10,790
6-24-09	1,950,000	14,404	7,805
12-30-09	1,900,000	31,151	11,704 (Carried)

The above provides an even closer parallel, whereby the people voted against acquisition of the Geary line on June 24, 1909, yet on December 30 of that same year voted three to one in favor of it.

We feel there is no point in further discussion of the several plans brought forward since the November 3rd election for the following reasons:

1. Majority support for none of these plans has been obtainable.
2. Any new plan looking toward immediate solution would have to be agreeable to Market Street Railway and to be so would have to be to their financial advantage.

They are already committed, however, to the revenue bond plan. Before the election, the Mayor, the Public Utilities Commission and the Board of Supervisors by a vote of 11-0 were agreed upon it. The only reason that plan is not now going into effect is the fact that 3381 registered voters out of a total registration of 367,352 voted "No" instead of "Yes."

The question of fare is part of the transportation problem. It is obvious that the fare will have to be sufficient to meet all obligations, but that is true whether the railways are unified or whether they remain under separate ownership.

The present revenues of the two roads will permit a 6-cent fare, give the universal transfer, pay the costs of a uniform wage scale, greatly improve service, pay all operating expenses, pay bond interest and redemption and leave more than \$1,500,000 per year for reconstruction, replacements, deferred maintenance and rehabilitation in the post-war period. These revenues should be increased when gasoline rationing begins.

The revenue bond plan, properly presented, will not only break the wartime traffic bottleneck, it will provide a substantial reserve for the much-needed program of rehabilitation after the war.

Those who were for the plan November 3rd will still be for it. We believe that many of those who opposed it because they misunderstood its nature and the seriousness of our transportation problem, will now support it. The various minor features of the plan which encountered opposition may be amended or removed.

It is unthinkable that by failure to reach a solution now, we should have with us another 14 years the problems of dual operation, dual fare structure and dual administration without service improvement and without the universal transfer.

The Public Utilities Commission, as stated above, is of the opinion that the revenue bond measure was the best plan *before* election and that it *still is* the best plan.

The Commission therefore recommends, and the Mayor concurs, that the revenue bond measure, with its objectionable features removed or amended, be resubmitted to the people at the appropriate time. The date, of course, would have to be before adjournment of the coming session of the State Legislature so as to assure ratification of the charter amendment as required by law.

Referred to Joint Finance and Public Utilities Committee.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:30 P. M., and pursuant to motion previously made by Supervisor Mead, adjourned out of respect to the memory of the men who lost their lives in the engagement in the Solomons.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors December 7, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 50

Monday, November 23, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, NOVEMBER 23, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, November 23, 1942,
2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Brown was noted present at 2:40 P. M.

Supervisors Green and O'Gara were excused from attendance at 3:30 P. M.

Supervisor Meyer was excused from attendance at 4:10 P. M.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of November 9, 1942, was considered read and approved.

Use of Road Maintenance Equipment by War Production Board.

During the proceedings, the President, noting the presence in the chambers of Mr. Eldon J. Kelly, representative of the War Production Board, announced that the War Production Board had requested a hearing for Mr. Kelly to address the Board on the subject of need for the use of road maintenance equipment. No objection being made, Mr. Kelly was granted the privilege of the floor.

Mr. Kelly thereupon addressed the Board, pointing out that there was no road maintenance equipment available, new or used, in the hands of dealers. The War Production Board does not intend to take away equipment from any county, but is making a listing of such equipment, primarily with the thought in mind that if in San Francisco County, or in any other county, there should be such equipment, and not in use, it might be rented to the War Production Board. The War Production Board desires a list of any such equipment, in order to know where such equipment might be obtained if an emergency should arise.

The President thereupon pointed out that in San Francisco County the Chief Administrative Officer would be the official for Mr. Kelly to see, and that undoubtedly he would be glad to furnish the list which the War Production Board desired.

SPECIAL ORDER—2:00 P. M.

Assessment Confirmed.

Hearing of protests in the making of an assessment for the costs and expenses of the work on or improvement of the intersection of Bridgeview Drive, Newhall Street and Revere Avenue, by paving, et cetera, by Eaton and Smith, as described in Declaration of Intention Order No. 16,601, of September 17, 1941.

No protests having been received, the assessment was *confirmed and the Clerk was directed so to notify the Department of Public Works.*

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance, Revenue and Taxation Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Appropriating the Sum of \$1,500 From the Surplus Existing in Funds of Recorder's Office, Creating the Position of 1 B125 Assistant Cashier at \$200 Per Month in the Office of the Recorder, Providing Funds for Compensation Therefor for Period November 16, 1942, to June 30, 1943; Abolishing the Position of General Clerk at \$200 Per Month in the Same Office.

(Series of 1939)

Bill No. 1950, Ordinance No. 1864, as follows:

Appropriating the sum of \$1,500 from the surplus existing in Appropriation No. 230.110.00, to the credit of Appropriation No. 230.110.00, creating the position of 1 B125 Assistant Cashier at \$200 per month in the office of the Recorder, providing funds for compensation therefor for period November 16, 1942, to June 30, 1943; abolishing the position of General Clerk at \$200 per month in the same office.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,500 is hereby appropriated from the surplus existing in Appropriation No. 230.110.00, to the credit of Appropriation No. 230.110.00, to provide funds for the compensation of 1 B125 Assistant Cashier at \$200 per month in the office of the Recorder for the period November 16, 1942, to June 30, 1943.

Section 2. The position of 1 B125 Assistant Cashier at \$200 per month in the office of the Recorder is hereby created; the position of 1 B222 General Clerk at \$200 per month in the same office is hereby abolished.

Recommended by the Recorder.

Approved by the Chief Administrative Officer.

Approved by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Amendment to Salary Ordinance, Section 33, Department of Finance and Records—Recorder, by Decreasing the Number of Positions Under Item 5 From 3 to 2 B222 General Clerk at \$200; by Renumbering Items 3.0 and 3.1 to 3.2 and 3.3; by Adding Item 3.1 1 B125 Assistant Cashier at \$200; by Correcting the Class Number Under Item 3.2 From B183 to B184; and by Decreasing the Salary Rate Under Item 8 From \$200 to \$155 Per Month.

(Series of 1939)

Bill No. 1951, Ordinance No. 1865, as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 33, DEPARTMENT OF FINANCE AND RECORDS—RECORDER, by decreasing the number of positions under item 5 from 3 to 2 B222 General Clerk at \$200; by renumbering items 3.0 and 3.1 to 3.2 and 3.3; by adding item 3.1 1 B125 Assistant Cashier at \$200; by correcting the class number under item 3.2 from B183 to B184; and by decreasing the salary rate under item 8 from \$200 to \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 33, is hereby amended to read as follows:

Section 33. **DEPARTMENT OF FINANCE AND RECORDS—
RECORDER**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B80	Chief Clerk	\$ 325
2	1	B81	Recorder	500
3	1	B124	Cashier	250
3.1	1	B125	Assistant Cashier	200
3.2	1	B184	Supervisor of Documents	220
3.3	2	B222	General Clerk	175
4	2	B222	General Clerk	199
5	2	B222	General Clerk	200
6	1	B222	General Clerk, 1 mo. \$215, 11 mos. \$155....	
7	2	B228	Senior Clerk	215
8	1	B408	General Clerk-Stenographer	155
9	10	B512	General Clerk-Typist	200
9.1	1	B512	General Clerk-Typist	175
11	5	B512	General Clerk-Typist	170
12	2	B512	General Clerk-Typist	163
13	4	B512	General Clerk-Typist	170.50
14	1	B512	General Clerk-Typist	155

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Authorizing a Supplemental Appropriation Ordinance in the Amount of \$40,000 From the Surplus Existing in the Special Road Improvement Fund, Necessary for the Construction of a Wood Crib Wall and Incidental Drainage Structures to Retain and Restore the Slopes of the Cut on the West Side of Bernal Avenue South of the Richland Avenue Bridge.

(Series of 1939)

Bill No. 1952, Ordinance No., as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$40,000 from the surplus existing in the Special Road Improvement

Fund to the credit of Appropriation No. 248.927.00, necessary for the construction of a wood crib wall and incidental drainage structures to retain and restore the slopes of the cut on the west side of Bernal Avenue south of the Richland Avenue Bridge.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. The sum of \$40,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to the credit of Appropriation No. 248.927.00, necessary for the construction of a wood crib wall and incidental drainage structures to retain and restore the slopes of the cut on the west side of Bernal Avenue south of the Richland Avenue Bridge.

Recommended by the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Consideration Continued.

Registering and Licensing Bicycles.

(Series of 1939)

Bill No. 1957, Ordinance No., as follows:

Amending Part III of the San Francisco Municipal Code by adding Article 6, pertaining to the registering and licensing of bicycles, by providing for a Table of Contents, license required—exception, application, issuance of license—fee, license tags—owner to affix on bicycle, registration cards, transfer of license, transfer fee—duplicate license fee, license period—penalty, no prorating or refunding of fees, and providing for frame serial numbers, dismantling, enforcement, rules and regulations to be adopted, violations—a misdemeanor, and effective date.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part III of the San Francisco Municipal Code is hereby amended by adding Article 6, to read as follows:

ARTICLE 6

BICYCLES

- Section 400. Definitions.
- Section 401. License required—Exception.
- Section 402. Application.
- Section 403. Issuance of license—Fee.
- Section 404. License tags—Owner to affix on bicycle.
- Section 405. Registration cards.
- Section 406. Transfer of license.
- Section 407. Transfer fee—Duplicate license fee.
- Section 408. License period—Penalty.
- Section 409. No prorating or refunding of fees.
- Section 410. Frame serial numbers—Unlawful act.
- Section 411. Dismantling.
- Section 412. Enforcement.
- Section 413. Rules and regulations to be adopted.
- Section 414. Violations, a misdemeanor.
- Section 415. Effective date.

Sec. 400. Definitions. As used in this Article, the following words and phrases shall have the meanings respectively ascribed to them:

(a) **Bicycle.** A vehicle having two (2) wheels set tandem, propelled by human power applied through pedals, and designed for seating and carrying one or more persons, the number being determined by the number of seats built onto the vehicle by the manufacturer thereof.

(b) **Person.** Any person, firm, corporation, company or association.

(c) **Owner.** That person, firm, corporation, company or association in whose name the title of the bicycle is vested.

(d) **Rental Agency.** Any person, firm, corporation, company or association engaged in the business of offering for rental or renting a bicycle for use by the public, either exclusively or in conjunction with some other business.

(e) **Operator.** That person who is actually engaged in the act of propelling, guiding or handling the bicycle at any given time.

Sec. 401. License Required—Exception. It shall be unlawful for any person or rental agency to operate or use or permit to be operated or used any bicycle on the streets and highways of the City and County of San Francisco without first obtaining from the Tax Collector a license therefor, and unless such bicycle is properly registered and tagged. Provided, however, that an owner of a bicycle having a valid license attached to same, which license was issued by a municipality other than the City and County of San Francisco, may use or operate such bicycle in the City and County of San Francisco during the period of time said license is valid without being required to obtain a license as provided for in this Article.

Sec. 402. Application. Application for a license shall be made to the Tax Collector in writing upon blanks provided by him, which shall be signed by the applicant and contain the name, date of birth, physical description, and address of the owner, together with a complete description of the bicycle. The application of a rental agency shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, and the number and make of the bicycles proposed to be rented, together with the frame numbers of such bicycles.

Sec. 403. Issuance of License—Fee. Upon receipt by the Tax Collector of the application hereinbefore provided and the payment of a license fee of Fifty (50c) Cents a year for each bicycle therein set forth, the Tax Collector shall issue the applicant a license tag with a sealing device and a registration card for each such bicycle, together with a receipt for the fee paid.

Sec. 404. License Tags—Owner to Affix on Bicycle. The license tag issued as a part of the license shall be of such design, color and material as the Tax Collector shall prescribe, and each tag shall clearly show the year for which issued, have stamped thereon the letters "SFBL," and shall be consecutively numbered. License tags for use by rental agencies shall, in addition to the above requirements, have the serial number thereon prefixed by the letter "R." It shall be unlawful for any owner or operator of a bicycle subject to the provisions of this Article to operate or use or permit to be operated or used any such bicycle on the streets or highways of the City and County of San Francisco without first affixing such license tag to said bicycle by means of the accompanying seal and securely fastening said license tag to either end of the frame of the bicycle in such a manner as to prevent the tag from swinging. Such license tag shall be maintained free from foreign materials and in a condition to be clearly legible.

Sec. 405. Registration Cards. Registration cards shall be of such design, color and material as the Tax Collector shall prescribe,

shall be in quintuplicate, serially numbered, and shall contain the name, date of birth, physical description, and address of the owner, together with the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. Registration cards issued rental agencies shall be serially numbered, and shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. The owner or operator of a bicycle on the streets or highways of the City and County of San Francisco shall keep available the registration card for such bicycle and shall produce such card for inspection whenever it may be demanded by a police officer or a deputy license collector. The Tax Collector shall forward to the Chief of Police the duplicate and triplicate copies of each registration card within twenty-four (24) hours after issuing same; the quadruplicate copy shall be retained by the Tax Collector for his records; and the quintuplicate copy shall be mailed by the Tax Collector to the licensee within thirty (30) days prior to the expiration date of the license as a notice for renewal.

Sec. 406. Transfer of License. It shall be the duty of every person who sells or transfers ownership of a licensed bicycle to report such sale or transfer within ten (10) days thereafter by returning to the Tax Collector the registration card issued to such person as licensee thereof, together with the name and address of the person to whom said bicycle was sold or transferred. It shall be the duty of the purchaser or transferee of such bicycle to apply to the Tax Collector for a transfer of registration therefor within ten (10) days after said sale or transfer.

Sec. 407. Transfer Fee—Duplicate License Fee. For each transfer of ownership of a licensed bicycle or for the issuing of a duplicate license tag or registration card for a lost or destroyed tag or card, the Tax Collector shall collect a fee of Fifty (50c) Cents.

Sec. 408. License Period—Penalty. All bicycle licenses, including tags and registration cards, issued under the provisions of this Article shall date from the first day of January of each year and shall be issued for one (1) year from the aforesaid date. Before issuing a license, the Tax Collector shall collect from the owner thereof, if he has failed to obtain such license in the month of January, or in case of failure to obtain a transfer of registration within the time specified, a penalty of Twenty-five (25c) Cents per month or fraction thereof that such owner is delinquent in the payment of the fee; provided, that where the Tax Collector has good and sufficient evidence that the applicant has not used the bicycle prior to the date when application is made, no penalty shall be imposed in such instances; and further, provided, that the monetary penalty for non-payment of the license fee shall not be collected by the Tax Collector for the first six (6) months of the calendar year 1943.

Sec. 409. No Prorating or Refunding of Fees. Fees paid under the provisions of this Article shall not be prorated or refunded.

Sec. 410. Frame Serial Numbers—Unlawful Act. Every licensed bicycle shall have a manufacturer's serial number stamped on its frame or, if such serial number is not on said frame or has been destroyed, mutilated or obliterated, or if such serial number is illegible or insufficient for identification purposes, the owner of said bicycle shall have stamped on its frame a number for identification purposes. It shall be unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame.

Sec. 411. Dismantling. Within ten (10) days after any bicycle licensed hereunder shall have been dismantled and taken out of operation, such information shall be reported to the Tax Collector by the owner of such bicycle.

Sec. 412. Enforcement. The Chief of Police shall enforce the provisions of this Article and may suspend or revoke any license issued thereunder for any violation thereof, or of any of the ordinances of the City and County of San Francisco or provisions of the San Francisco Municipal Code relating to street traffic insofar as the same are applicable, and may impound any unlicensed or improperly licensed bicycle. Any bicycle that has been so impounded and not redeemed within thirty (30) days from the date of impounding may be stored by the Chief of Police and any storage charges therefor shall be a lien and charge against said bicycle and shall be paid before such bicycle is released to the person entitled thereto. The action of the Chief of Police as to any of the matters herein referred to shall be conclusive and final. No license shall be issued to or for any person who has had a license revoked until the expiration of one (1) year from the date of revocation. The revocation or suspension of a license or the impounding of a bicycle may be in addition to other penalties provided hereunder.

Sec. 413. Rules and Regulations to Be Adopted. The Chief of Police and the Tax Collector are authorized to adopt, promulgate and enforce such rules and regulations regarding bicycles as will enable the Chief of Police and the Tax Collector to enforce and carry out the meaning and intent of this Article.

Sec. 414. Violations, a Misdemeanor. It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this Article. Any person violating any of the provisions or failing to comply with any of the mandatory requirements of this Article shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided for in this Code.

Sec. 415. Effective Date. The effective date of this Article is hereby made the first day of January, 1943.

Approved as to form by the City Attorney.

On motion by Supervisor MacPhee, *consideration continued until Monday, November 30, 1942.*

Final Passage.

The following recommendation of Police Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Prohibiting Construction or Repair of Vehicles on Public Streets.

(Series of 1939)

Bill No. 1955, Ordinance No. 1866, as follows:

Amending Part II, Chapter XI, "Traffic Code," Article 3, of the San Francisco Municipal Code, by adding thereto a new section to be known as Section 65, prohibiting the construction or repair of any vehicle upon any public street except such repairs as are necessary in case of accident or breakdown to remove the said vehicle from said street.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part II, Chapter XI, "Traffic Code," Article 3, of the San Francisco Municipal Code is hereby amended by adding thereto Section 65, to read as follows:

Section 65. Construction or Repairing of Vehicles. It shall be

unlawful for any person, firm, or corporation to construct or cause to be constructed or repair or cause to be repaired any vehicle or any part of any vehicle upon any public street except such repairs as may be necessary in case of an accident or breakdown to enable the removal of said vehicle from the street.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Final Passage.

The following recommendation of Streets and Highway Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Meyer, Gallagher.

Acceptance of Roadway of Bridgeview Drive.

(Series of 1939)

Bill No. 1956, Ordinance No. 1867, as follows:

Providing for acceptance of the roadway of Bridgeview Drive between Newhall Street and the Existing Pavement terminating on the northerly line of Silver Terrace, including the intersection of Bridgeview Drive and Tampa Lane, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Bridgeview Drive between Newhall Street and the existing pavement terminating on the northerly line of Silver Terrace, including the intersection of Bridgeview Drive and Tampa Lane, including the curbs.

Approved as to Form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

NEW BUSINESS.

Adopted.

The following recommendations of Finance, Revenue and Taxation Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 3019, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

*From Appropriation No. 60.969.00—
Taxes Refunded Fund.*

1. Emma Wannenmacher, duplicate payment of 1942 personal property taxes, which had been erroneously attached twice to real estate, Lot 27, Block 777. Taxes paid November 4, 1942, together with first installment of real estate taxes.....\$ 4.48
2. Sam Warshawsky, Lot 1F, Block 1674, fiscal year 1941-1942 110.78
3. Filomena Frediani, Lot 25, Block 5426, fiscal year 1941-1942 42.15
4. John S. Marks, Block 6979, Lot 9, fiscal year 1941-1942 27.91

*From Appropriation No. 05—
Duplicate Tax Fund.*

1. Teresa Poloni, Lot 1-B, Block 6172, second installment, fiscal year 1941-1942..... 31.65
2. Rose A. Carrick, Lot 10, Block 6408, second installment, fiscal year 1940..... 9.66
3. James M. Fanning, Lot 25-26, Block 5411, Lot 12-17, Block 5411, Lot 4, Block 6490, second installment, fiscal year 1941-1942..... 39.57

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 3020, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

*From Appropriation No. 60.969.00—
Taxes Refunded Fund.*

1. Rawley Ice Cream Company, Ltd., Vol. 10, Page 86, Line 25, fiscal year 1942-1943.....\$ 85.72
2. Dairymen's Association, Ltd., Vol. 7, Page 113, Line 19, fiscal year 1942-1943..... 21.10

Approved as to form and payment recommended by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Correction of 1942 Assessment Roll.

(Series of 1939)

Resolution No. 3021, as follows:

Whereas, the Assessor has reported that certain errors have been made in the 1942 Assessment Roll and has requested that the Board

of Supervisors authorize the Controller to correct said Assessment Roll; now, therefore, be it

Resolved, That in accordance with the provisions of Section 4831 of the Revenue and Taxation Code, and with the consent of the City Attorney, the Controller be and he hereby is authorized and requested to correct the Assessment Roll of 1942, as follows:

Block	Lot	Assessment Now Reads			Change to		
		Land	Improve-ments	Personal Property	Land	Improve-ments	Personal Property
977	3A	\$1,730	\$9,200	...	\$1,730	\$4,400	...
977	3B	1,790	....	\$620	1,790	4,800	\$620
6566	8	940	5,700	...	940	700	...
6566	8B	1,130	....	...	1,130	5,000	...

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Authorizing Lease of Garage at 3640 Sacramento Street.

(Series of 1939)

Resolution No. 3022, as follows:

Resolved, in accordance with the recommendation of the San Francisco War Council, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, a municipal corporation, as lessee, be and are hereby authorized and directed to execute a lease with Milton Righetti and Marius Righetti, as lessors, of that certain garage building located at 3640 Sacramento Street, San Francisco, California.

The lease shall be for a period of one month beginning November 24, 1942, at a rental of \$125 per month, payable from such funds as may be appropriated or set aside for said purpose. The lessee shall have the right to hold over the term of said lease on a day to day basis, the rental to be prorated on a daily basis.

Said premises are required for temporary storage of auxiliary fire trucks.

The City Attorney shall approve the form of said lease.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Authorizing Month to Month Lease to Crystal Springs Public Golf Course, Inc., a Corporation.

(Series of 1939)

Resolution No. 3023, as follows:

Whereas, pursuant to Ordinance No. 1824 (Series of 1939), the Director of Property advertised in the official newspaper that bids or offers would be received by him on November 13, 1942, for leasing, on a month to month basis, 172.53 acres of San Francisco Water Department land in San Mateo County, California, known as the Crystal Springs Golf Course property; and

Whereas, in response to said advertisement, Crystal Springs Public Golf Course, Inc., a corporation, offered to lease said property at a

rental of \$100 per month, beginning November 15, 1942, no other bids having been made or received; and

Whereas, said corporation has deposited the sum of \$100 with the Director of Property in consideration for the making of said lease; and

Whereas, the Public Utilities Commission has recommended that said property be leased upon the above mentioned terms; now, therefore, be it

Resolved, That the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, a municipal corporation, as lessor, be and are hereby authorized and directed to execute the necessary month to month lease.

Approved by the Director of Property.

Approved by the Manager of Utilities.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Passed for Second Reading.

Reappropriating the Sum of \$285.50 From Existing Surplus in Health Department Funds to Cover Cost of Two Carpenters, for Ten Days Each, at Hassler Health Home.

(Series of 1939)

Bill No. 1969, Ordinance No., as follows:

Reappropriating the sum of \$285.50 from existing surplus in Appropriation No. 255.110.00 to the credit of Appropriation No. 255.900.00 to cover cost of two carpenters, for ten days each, at Hassler Health Home.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$285.50 is hereby reappropriated and set aside out of the existing surplus in Appropriation No. 255.110.00 to the credit of Appropriation No. 255.900.00 to cover cost of two carpenters, for ten days each, at \$11.50 per day plus overhead and transportation, to complete construction of female patients' dining room at Hassler Health Home.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Consideration Postponed.

An Amendment to Salary Ordinance, Section 83, Board of Education, by Adding Item 48 C105 Special Janitor at \$2.50 Per Evening in Addition to Regular Salary, and by Adding Item 66.1 O169 Special Engineer of Stationary Steam Engines at \$3.00 Per Evening in Addition to Regular Salary; an Emergency Ordinance.

(Series of 1939)

Bill No. 1970, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 83,

BOARD OF EDUCATION, by adding item 48 C105 Special Janitor at \$2.50 per evening in addition to regular salary, and by adding item 66.1 O169 Special Engineer of Stationary Steam Engines at \$3.00 per evening in addition to regular salary. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 83, is hereby amended to read as follows:

**Section 83. BOARD OF EDUCATION—
NON-CERTIFICATED EMPLOYEES**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months.....	291
			8 months.....	303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140

40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janltor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
46	2	C104	Janitor (part time).....	25
47	34	C105	Special Janitor	162.50
48		C105	Special Janitor at \$2.50 per evening in addition to regular salary.....	
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205
64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
66.1		O169	Special Engineer of Stationary Steam Engines at \$3.00 per evening in addition to regular salary.....	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75			Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.	
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*One position subject to classification by the Civil Service Commission.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed, that an actual emergency exists in order to provide for the uninterrupted operation of the Board of Education.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

On motion by Supervisor MacPhee, *consideration was postponed until Monday, November 30, 1942.*

Passed for Second Reading.

An Amendment to Salary Ordinance, Section 11, Police Department, by Adding Item 12.01 3 B454 Telephone Operator "as Needed" at \$160 Per Month.

(Series of 1939)

Bill No. 1971, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 11, POLICE DEPARTMENT, by adding item 12.01 3 B454 Telephone Operator "as needed" at \$160 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 11, is hereby amended to read as follows:

Section 11. POLICE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner	\$ 100
2	1		Chief of Police	600
3	1		Deputy Chief of Police	450
4	1		Property Clerk	300
5	1		Police Surgeon (part time)	200
6	1	B4	Bookkeeper	185
7	1		Department Secretary	400
8	3	B310b	Tabulating Numerical Key Punch Oper.....	168
8.1	1	B310b	Tabulating Numerical Key Punch Oper.....	175
9	1	B408	General Clerk-Stenographer	170
9.1	2	B408	General Clerk-Stenographer	175
10	1	B408	General Clerk-Stenographer	230
10.1	1	B412	Senior Clerk-Stenographer	200
11		B420	Phonographic Reporter (as needed), \$12.50 per day plus transcription.	
12	10	B454	Telephone Operator	167
12.01	3	B454	Telephone Operator "as needed".....	160
12.1	1	B454	Telephone Operator	160
12.2	3	B512	General Clerk-Typist	155
13	1		Director of Criminal Information	333.33
14	1		Director of Personnel	333.33
15	1		Director of Special Service	250
15.1	1		Secretary Police Commission (Captain)....	300

Bureau of Inspectors

16	1		Captain of Inspectors	416.66
17	***96		Inspector	230
18	21	Q2	Policeman (Assistant Inspector)	200
19	24	Q2	Policeman	200
20	3	Q20	Policewoman	200
20.1	5	Q50	Sergeant (Assistant Inspector)	220
20.2	4	Q50	Sergeant	220
21	6	Q60	Lieutenant	250
22	1	Q62	Photographer, Police Department	225
22.1	1	Q63	Criminologist	300

Uniformed Force

23	1		Supervising Captain	333.33
24	1		Captain of Traffic	333.33
25	1	Q25	Inspector of Motor Vehicles	220
26	1		Inspector of Junior Traffic	230
27	1		Inspector of Horses and Equipment	230
28	1	B33	Assistant Department Secretary, Police Department	220

29	4	D52	Jail Matron	185
31	1	I 14	Junior Chef	203
32	10	J 70	Hostlers	180
33	4	O158	Motor Boat Operator	200
35	951	Q2	Policeman	200
36	25	Q30	Police Patrol Driver	200
37	155	Q50	Sergeant	220
38	**41	Q60	Lieutenant	250
39	*12	Q80	Captain	300

* Not more than 10 positions to be filled. Appropriation Ordinance provides for only 10 positions.

** Not more than 39 positions to be filled. Appropriation Ordinance provides for only 39 positions.

*** Not more than 95 positions to be filled. Appropriation Ordinance provides for only 95 positions.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

An Amendment to Salary Ordinance, Section 53a, Department of Electricity—Interdepartmental, by Adding Item 29.01 1 B454 Telephone Operator "as Needed" at \$160 Per Month.

(Series of 1939)

Bill No. 1972, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 53a, DEPARTMENT OF ELECTRICITY—Interdepartmental, by adding item 29.01 1 B454 Telephone Operator "as needed" at \$160 per month.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 53a, is hereby amended to read as follows:

**Section 53a. DEPARTMENT OF ELECTRICITY—
Interdepartmental**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
29	1	A354	Painter, \$12 per day	
29.1	1	E108	Electrician, \$13.60 per day	
29.01	1	B454	Telephone Operator "as needed".....	\$ 160
30	1	B154	Lineman	270
31	2	E155	Cable Splicer's Helper, \$8 per day	
32	1	E156	Cable Splicer, \$13 per day	
33		J 4	Laborer, \$7.60 per day	
34	3	M254	Machinist	256

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Reappropriating the Sum of \$1,050 From Existing Surplus in Health Department Funds to Provide Compensation for One L359 Supervising Physician, Blood Bank, Part Time, at \$150 Per Month, and Eliminating One L360 Physician, Part Time, at \$150 Per Month at San Francisco Hospital, for the Period December 1, 1942, to June 30, 1943.

(Series of 1939)

Bill No. 1973, Ordinance No., as follows:

Reappropriating the sum of \$1,050 from existing surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to provide compensation for one L359 Supervising Physician, Blood Bank, part time, at \$150 per month, and eliminating one L360 Physician, part time, at \$150 per month at San Francisco Hospital, for the period December 1, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,050 is hereby reappropriated and set aside out of the existing surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to provide compensation for one L359 Supervising Physician, Blood Bank, part time, at \$150 per month at San Francisco Hospital, for the period December 1, 1942, to June 30, 1943.

Section 2. The position of L359 Supervising Physician, Blood Bank, at \$150 per month, part time, is hereby created at San Francisco Hospital and the position of one L360 Physician, part time, at \$150 per month, is hereby eliminated.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Reappropriating the Sum of \$2,325 Out of Surpluses in Department of Public Health Appropriations to Provide Compensation for Five Temporary General Clerk-Typists at \$155 Per Month, for the Period December 16, 1942, to March 15, 1943, in the Bureau of Vital Statistics.

(Series of 1939)

Bill No. 1974, Ordinance No., as follows:

Reappropriating the sum of \$2,325 out of surpluses in Department of Public Health appropriations to the credit of Appropriation No. 250.120.03 to provide compensation for five temporary General Clerk-Typists at \$155 per month, for the period December 16, 1942, to March 15, 1943, in the Bureau of Vital Statistics.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,325 is hereby reappropriated and set aside out of existing surpluses in the following appropriations in amounts indicated:

Appropriation No. 250.110.01.....	\$ 800
Appropriation No. 250.110.08.....	500
Appropriation No. 250.110.13.....	1,025

to the credit of Appropriation No. 250.120.03 to provide compensation for five Temporary B512 General Clerk-Typists at \$155 per month, for the period December 16, 1942, to March 15, 1943, in the Bureau of Vital Statistics, Department of Public Health.

Recommended by the Director of Public Health.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Appropriating the Sum of \$6,000 From the Unappropriated Balance of Funds—Municipal Railway, to Provide for Month of November Payment of Military Leaves.

(Series of 1939)

Bill No. 1975, Ordinance No. , as follows:

Appropriating the sum of \$6,000 from the Unappropriated Balance of Funds—Municipal Railway to the credit of Appropriation No. 265-126-00—Military Leave, to provide for month of November payment of military leaves.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from the Municipal Railway Unappropriated Balance of Funds to the credit of Appropriation No. 265-126-00—Military Leave, to provide for month of November payments of military leave.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Final Passage.

Appropriating the Sum of \$3,255 From the Surplus Existing in Police Department Funds, Creating the Position of Three B512 General Clerk-Typists at \$155 Per Month in the Police Department, and Providing Funds for the Compensation Therefor for the Period December 1, 1942, to June 30, 1943; an Emergency Ordinance.

(Series of 1939)

Bill No. 1976, Ordinance No. 1868, as follows:

Appropriating the sum of \$3,255 from the surplus existing in Appropriation No. 209.110.00 to the credit of Appropriation No. 209.110.00, creating the position of three B512 General Clerk-Typists at \$155 per month in the Police Department, and providing funds for the compensation therefor for the period December 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$3,255 is hereby appropriated from the surplus existing in Appropriation No. 209.110.00 to the credit of Appropriation No. 209.110.00 to provide funds for the compensation of three B512 General Clerk-Typists at \$155 per month in the Police Department for the period December 1, 1942, to June 30, 1943.

Section 2. The position of three B512 General Clerk-Typists at \$155 per month in the Police Department are hereby created.

Section 3. This ordinance is passed as an emergency ordinance, and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed, that an emergency exists which makes it necessary that it become effective immediately. The nature of the emergency is as follows: The uninterrupted operation of the Police Department and the replacement of policemen now performing clerical duty with clerical workers from the civil service list.

Recommended by the Chief of Police.

Approved by the Board of Police Commissioners.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Passed for Second Reading.

The following recommendation of Finance, Revenue and Taxation and Public Utilities Committee was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

Conferring Upon the Chief Administrative Officer and Upon the Controller Certain Powers and Duties Relative to Examination of the Provisions of Franchises and Permits Over Which the Board of Supervisors Has Jurisdiction or Control.

(Series of 1939)

Bill No. 1979, Ordinance No. , as follows:

Conferring upon the Chief Administrative Officer and upon the Controller certain powers and duties relative to the examination of the provisions of franchises and permits over which the Board of Supervisors has jurisdiction or control heretofore and which may hereafter be granted and issued to various persons, firms and corporations for the conduct of certain callings, and for the use and occupation of public streets, ways and places.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That this Board of Supervisors under and pursuant to the power and authority vested in said Board by Section 9 of the Charter of the City and County of San Francisco, does hereby confer upon the Chief Administrative Officer of the City and County of San Francisco the power and authority to examine all and singular, the provisions, covenants and obligations contained in the several franchises and permits heretofore and which may hereafter be issued or granted to any person, firm or corporation for the conduct of any business or calling over which the Board of Supervisors has jurisdiction or con-

trol, or for the use and/or occupation of any public street, way or place insofar as said provisions, covenants and obligations contained in said franchises and permits pertain to or affect public streets, traffic, health and safety and commencing July 1, 1941, it shall be the duty of the Chief Administrative Officer to file a quarterly report with the Board of Supervisors showing in detail the manner in which the holders of said franchises or permits are complying or failing to comply with the provisions, covenants and obligations contained in or imposed by said franchises or permits.

Section 2. Under and pursuant to the power and authority vested in this Board of Supervisors by Section 9 of the Charter of the City and County of San Francisco, said Board of Supervisors does hereby confer upon the Controller of the City and County of San Francisco the power and authority to examine all and singular, the provisions, covenants and obligations contained in the several franchises and permits heretofore and which may hereafter be issued or granted to any person, firm or corporation for the conduct of any business or calling over which the Board of Supervisors has jurisdiction or control or for the use and/or occupation of any public street, way or place insofar as said provisions, covenants and obligations contained in said franchises and permits pertain to finance or the payment by the holders of said franchises or permits to the City and County of San Francisco of money or other thing of value and commencing July 1, 1941, it shall be the duty of the Controller to file a quarterly report with the Board of Supervisors showing in detail the manner in which the holders of said franchises or permits are complying or failing to comply with said provisions, covenants and obligations contained in or imposed by said franchises or permits.

Not approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Re-reference to Committee.

The following recommendation of Education, Parks and Recreation Committee was taken up:

Present: Supervisors Roncovieri, MacPhee.

Prohibiting Dogs in Either Union Square or Huntington Square.

(Series of 1939)

Bill No. 1980, Ordinance No., as follows:

Prohibiting dogs in either Union Square or Huntington Square.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Dogs shall not be permitted or allowed to enter or remain in either Union Square or Huntington Square.

Section 2. It shall be unlawful for any person owning or controlling, or having in his or her possession, or under his or her control any dog, to permit the same to enter or remain in Union Square or Huntington Square, or to take, carry or lead any dog into either of said Squares.

Section 3. Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not more than two hundred fifty dollars (\$250) or by imprisonment in the County Jail for not more than three (3) months, or by both such fine and imprisonment.

Discussion.

Supervisor Mead, in discussing the foregoing bill, suggested that there might well be other parks from which dogs should be excluded. However, he could see no reason for prohibiting a person from carrying a dog through either of the parks mentioned in the proposed legislation, and he moved that the bill be amended by deleting the word "carry" in Section 2.

Supervisor Shannon announced that he agreed with the views expressed by Supervisor Mead, and that it appeared to him that the legislation was being proposed by someone who happens to be interested in Union Square and Huntington Square only. He was not in favor of the legislation. The matter should be sent back to committee, he believed.

Supervisor MacPhee reported on the committee hearing on the proposed legislation. He believed the legislation should be fully considered in the Board, and would oppose any suggestion of re-reference to committee. However, he agreed with the motion by Supervisor Mead to delete the word "carry," and would second that motion.

Supervisor Meyer announced that he was opposed to the legislation, as presented, naming only two parks from which dogs would be excluded. He would vote "No" on the bill.

Thereupon, Supervisor Roncovieri, seconded by Supervisor Shannon, moved that the entire matter be re-referred to committee.

Motion to re-refer to committee *carried* by the following vote:

Ayes: Supervisors Brown, Colman, Meyer, Roncovieri, Shannon, Uhl—6.

Noes: Supervisors Gallagher, MacPhee, Mead—3.

Absent: Supervisors Green, O'Gara—2.

Passed for Second Reading.

The following recommendations of Police Committee were taken up:

Present: Supervisors Gallagher, Uhl.

Amending Article V, Chapter XI, of the San Francisco Municipal Code, "Traffic Code," by Amending Section 78 Thereof, "Right Turns May Be Made When," to Provide That Right Turns May Be Made Against a Stop Signal in Traffic Zone No. 1 When Authorized by Resolution of the Board of Supervisors.

(Series of 1939)

Bill No. 1977, Ordinance No., as follows:

Amending Article V, Chapter XI, of the San Francisco Municipal Code, "Traffic Code," by amending Section 78 thereof, "Right Turns May Be Made When," to provide that right turns may be made against a stop signal in Traffic Zone No. 1 when authorized by resolution of the Board of Supervisors.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 78, Chapter XI, Article V, of the San Francisco Municipal Code, the title of which is recited above, is hereby amended to read as follows:

Sec. 78. Right Turns May Be Made When. Except as otherwise provided by resolution of the Board of Supervisors, a right turn may be made at controlled intersections in Traffic Zone No. 1, only while a "Go" signal is shown. Elsewhere, at intersections controlled by traffic signal devices, after making a full stop at the nearest property

line, a right turn may be made while a "Stop" signal is shown, subject to the right of pedestrians and of other vehicles.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Adopted.

Right Turns Against Signal in Traffic District No. 1.

(Series of 1939)

Resolution No. 3024, as follows:

Resolved, That, pursuant to Section 78 of the Traffic Code, a right turn may be made at the following controlled intersections in Traffic Zone No. 1, while a "Stop" signal is shown:

By vehicles proceeding easterly on Market Street, into Fifth Street.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Final Passage.

Control of Venereal Diseases.

(Series of 1939)

Bill No. 1981, Ordinance No. , as follows:

An ordinance making it unlawful for any person to offer or agree to commit prostitution or offers to secure another for the purpose of prostitution, fornication, assignation or any other lewd act, or who is in or near any public place for the purpose of enticing or procuring another to commit any such act, or who knowingly transports any person to any place for the purpose of committing any such act, or who knowingly receives or agrees to receive any person into any place or building or buildings for the purpose of committing such act, or who knowingly permits any person to remain in any such place or building for such purposes, or who directs any person to a place for the purpose of committing any such act, or in any way aids or abets or participates in the doing of any such act. Declaring an emergency to exist containing a severability clause and being effective for the duration of the present war and for six months thereafter; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Every person who:

(a) Offers or agrees to commit any lewd or indecent act or any act of prostitution; or

(b) Offers to secure another for the purpose of committing any act of prostitution, fornication, assignation or for any other lewd or indecent act with any other person; or

(c) Is in or near any thoroughfare or public place for the purpose of inducing, enticing or procuring another to commit an act of lewdness, fornication or unlawful sexual intercourse; or

(d) Knowingly transports any person to any place where he may commit, or for the purpose of committing, any lewd or indecent act or any act of prostitution; or

(e) Knowingly receives, offers or agrees to receive any person into any place or building for the purpose of assignation or of performing any act of lewdness or fornication, or knowingly permits any person to remain there for any of such purposes; or

(f) Directs any person to any place for the purpose of committing any lewd or indecent act or any act of prostitution or fornication; or

(g) In any way aids or abets or participates in the doing of any of the acts prohibited by subdivisions (a) to (f), inclusive, of this ordinance,

Is guilty of a misdemeanor and punishable upon conviction by imprisonment in the County Jail for a term not to exceed six months or by a fine not exceeding five hundred dollars (\$500) or by both such fine and imprisonment.

Section 2. This ordinance is passed as an emergency measure and the Board does by the vote by which this ordinance is passed hereby declare that a national emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of which emergency is as follows:

That a state of war now exists between the United States of America and several foreign powers; that statistics of governmental agencies show that during the several weeks last past there has been a rapid and abnormal increase in the venereal disease rate in the City and County of San Francisco; that said venereal disease rate affects the personnel of the armed forces of the United States government; that the presence of said venereal disease is impairing the vitality and efficiency of the said personnel of the armed forces so affected and that unless immediate steps are taken to prohibit the acts made unlawful by this ordinance, the said venereal infection rate will continue to the further and increased detriment of the vitality and efficiency of the personnel of said armed forces.

Section 3. If any provision of this ordinance or the application thereof to any person or citizen is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 4. This ordinance shall remain in effect for the duration of said war between the United States and any foreign country and for an additional period of six months thereafter.

Discussion.

Supervisor Gallagher, Chairman of the Police Committee, announced that following committee hearing on the foregoing proposed legislation, the legislation had been redrafted, and, as presented, had the approval of all parties interested. However, he would move the privilege of the floor for Deputy Chief of Police, Michael J. Riordan, who would explain the legislation.

Deputy Chief of Police, Michael J. Riordan, explained fully the proposed legislation, and urged approval thereof by the Board.

Amendment.

Supervisor O'Gara objected to the wording of paragraph (d), Section 1, reading "Knowingly transports any person to any place where he may commit, or for the purpose of committing, any lewd or indecent act or any act of prostitution; or," pointing out that under that paragraph, as written, a taxicab driver might be held guilty under the ordinance for transporting a person to any hotel or, in fact, to practically any other place where any of the prohibited acts *might* be committed. For that reason, he would move that the words "where he may commit, or" be deleted. Motion seconded by Supervisor Roncovieri.

No objection and amendment approved.

Dr. J. C. Geiger related the precautions now being taken to prevent the spread of venereal disease and to provide a cure for the woman found to be infected. However, when a woman is no longer found to be "positive" she cannot be detained in custody, although it is well known that a cure may not have been effected, although tests fail to show a positive reaction.

Thereupon, Supervisor Roncovieri moved that the bill be amended to provide for a quarantine for persons known to be infected until cured, and a penalty in addition thereto of not less than six months, and that the bill be re-referred to committee for the purpose of being so amended. Motion failed for want of a second.

Supervisor Mead inquired if the strict enforcement of the proposed legislation might not bring on a wave of attacks on our citizens, particularly on our younger girls.

Deputy Chief Riordan, however, assured the Board that while there are always degenerates whom no legislation could control, experience has shown that repression of indiscriminate prostitution does not result in any crime wave as feared by Supervisor Mead.

Thereupon, the roll was called, and the proposed legislation, as amended and reading as follows, was *Finally Passed* by the following vote:

Control of Venereal Diseases.

(Series of 1939)

Bill No. 1981, Ordinance No. 1869, as follows:

An ordinance making it unlawful for any person to offer or agree to commit prostitution or offers to secure another for the purpose of prostitution, fornication, assignation or any other lewd act, or who is in or near any public place for the purpose of enticing or procuring another to commit any such act, or who knowingly transports any person to any place for the purpose of committing any such act, or who knowingly receives or agrees to receive any person into any place or building or buildings for the purpose of committing such act, or who knowingly permits any person to remain in any such place or building for such purposes, or who directs any person to a place for the purpose of committing any such act, or in any way aids or abets or participates in the doing of any such act. Declaring an emergency to exist containing a severability clause and being effective for the duration of the present war and for six months thereafter; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Every person who:

(a) Offers or agrees to commit any lewd or indecent act or any act of prostitution; or

(b) Offers to secure another for the purpose of committing any act of prostitution, fornication, assignation or for any other lewd or indecent act with any other person; or

(c) Is in or near any thoroughfare or public place for the purpose of inducing, enticing or procuring another to commit an act of lewdness, fornication or unlawful sexual intercourse; or

(d) Knowingly transports any person to any place for the purpose of committing any lewd or indecent act or any act of prostitution; or

(e) Knowingly receives, offers or agrees to receive any person into any place or building for the purpose of assignation or of performing any act of lewdness or fornication, or knowingly permits any person to remain there for any such purposes; or

(f) Directs any person to any place for the purpose of committing any lewd or indecent act or any act of prostitution or fornication; or

(g) In any way aids or abets or participates in the doing of any of the acts prohibited by subdivisions (a) to (f), inclusive, of this ordinance,

Is guilty of a misdemeanor and punishable upon conviction by imprisonment in the County Jail for a term not to exceed six months or by a fine not exceeding five hundred dollars (\$500) or by both such fine and imprisonment.

Section 2. This ordinance is passed as an emergency measure and the Board does by the vote by which this ordinance is passed hereby declare that a national emergency exists which makes it imperative that this ordinance become effective forthwith, the nature of which emergency is as follows:

That a state of war now exists between the United States of America and several foreign powers; that statistics of governmental agencies show that during the several weeks last past there has been a rapid and abnormal increase in the venereal disease rate in the City and County of San Francisco; that said venereal disease rate affects the personnel of the armed forces of the United States government; that the presence of said venereal disease is impairing the vitality and efficiency of the said personnel of the armed forces so affected and that unless immediate steps are taken to prohibit the acts made unlawful by this ordinance, the said venereal infection rate will continue to the further and increased detriment of the vitality and efficiency of the personnel of said armed forces.

Section 3. If any provision of this ordinance or the application thereof to any person or citizen is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 4. This ordinance shall remain in effect for the duration of said war between the United States and any foreign country and for an additional period of six months thereafter.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Passed for Second Reading.

The following recommendations of Streets Committee were taken up:

Present: Supervisors Meyer, Gallagher.

Approving Map Showing Proposed Establishment of Grades on Stillings Street and Melrose Avenue Between Congo Street and Teresita Boulevard; on Detroit Street Between Stillings Street and Melrose Avenue; and on the Southeasterly Side of Teresita Boulevard Between Stillings Street and Melrose Avenue; and Establishing Grades in Accordance Therewith.

(Series of 1939)

Bill No. 1978, Ordinance No., as follows:

Approving map showing proposed establishment of grades on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard; on Detroit Street between Stillings Street and Melrose Avenue; and on the southeasterly side of Teresita Boulevard between Stillings Street and Melrose Avenue; and establishing grades in accordance therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That that certain diagram entitled "Grade Map Showing the Proposed Establishment of Grades on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard; on Detroit Street between Stillings Street and Melrose Avenue; and on the South-

easterly side of Teresita Boulevard between Stillings Street and Melrose Avenue," as approved by the Director of Public Works' Order No. 18781, on October 30, 1942, and filed in the office of the Board of Supervisors November 4, 1942, be and is hereby approved.

Section 2. The grades on Stillings Street and Melrose Avenue, between Congo Street and Teresita Boulevard; on Detroit Street between Stillings Street and Melrose Avenue; and on the southeasterly side of Teresita Boulevard between Stillings Street and Melrose Avenue, as shown on the above entitled map, are hereby established at points and to the elevations above City Datum, as shown on said map.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Adopted.

Granting Permission, Revocable at the Will of the Board of Supervisors, to Western Sugar Refinery, for the Construction of a Waiting Shed on the Sidewalk at the Northeast Corner of Third and Twenty-third Streets.

(Series of 1939)

Resolution No. 3025, as follows:

Resolved, That permission, revocable at the will of the Board of Supervisors, is hereby granted to the Western Sugar Refinery for the construction of a waiting shed on the sidewalk at the northeast corner of Third and Twenty-third Streets to be used as a bus station for employees of said company, said waiting shed to be constructed in accordance with specifications to be approved by the Director of Public Works.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Closing Certain Streets for the Duration of the Present Emergency to the End That the Same May Be Occupied and Fenced Off by the United States Marine Corps for Military or Naval Purposes.

(Series of 1939)

Resolution No. 3026, as follows:

Resolved, That, pursuant to the recommendation of the Director of Public Works, the following streets in the City and County of San Francisco, to-wit: Kirkwood Avenue from Selby Street southeasterly to the Southern Pacific Company Right of Way; Jerrold Avenue from a line 325 feet northwest of Toland Street, southeasterly to the Southern Pacific Company Right of Way; Innes Avenue from Toland Street southeasterly to the southeasterly line of Rankin Street; Hudson Avenue from Toland Street southeasterly to Selby Street; Galvez Avenue from Toland Street southeasterly to the Southern Pacific Company Right of Way; Rankin Street from McKinnon Avenue northeasterly to the northeasterly line of Innes Avenue; Selby Street and Toland Street from McKinnon Avenue to a line 240 feet northeasterly from Galvez Avenue; together with the several crossings and intersections of the above-mentioned streets, are hereby closed to traffic for the duration of the present war between the United States and Germany, Italy and Japan, and permission is hereby granted to the United States Government to occupy said streets so closed for military or naval purposes during the existence of this permit upon condition that at the expira-

tion of this permit the department of the Government of the United States occupying said streets shall remove all buildings and obstructions placed thereon by said department of the Government of the United States.

Further Resolved, That the permit given therein be and it is hereby granted subject to the following express conditions:

1. That no structures, buildings, or improvements be erected in or upon Jerrold Avenue or Selby Street within the area above described.

2. The City and County of San Francisco reserves the right of ingress and egress to construct, reconstruct, repair, maintain, and/or extend any public utilities within the street areas above described.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Intention of Closing Portion of Third Street Between Eighteenth and Nineteenth Streets.

(Series of 1939)

Resolution No. 3027, as follows:

Whereas, on September 21, 1942, this Board adopted Resolution No. 2892 (Series of 1939), authorizing the City and County of San Francisco, a municipal corporation, to accept a deed from the Southern Pacific Company to certain easements required for the widening of Third Street; and

Whereas, as a part of this transaction it was stipulated that the hereinafter described portion of Third Street be closed and abandoned; now, therefore, be it

Resolved, That the public interest requires and it is the intention of this Board of Supervisors to close and abandon all that portion of Third Street situated in the City and County of San Francisco, State of California, described as follows:

Beginning at a point on the easterly line of Third Street (formerly Kentucky Street), distant thereon 2.499 feet southerly from the southerly line of Eighteenth Street (formerly Solano Street); thence running southerly along said line of Third Street 397.501 feet to the northerly line of Nineteenth Street (formerly Butte Street); thence at right angles westerly along the westerly prolongation of the said line of Nineteenth Street 19.875 feet; thence deflecting 92° 51' 45" to the right and running northeasterly 397.998 feet to the easterly line of Third Street and the point of beginning.

Said closing and abandonment shall be done and made in the manner and in accordance with Section 107 of the Charter of the City and County of San Francisco and the General Laws of the State of California.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution and said Department is hereby directed to give notice of said contemplated closing and abandonment of said portion of Third Street in the manner

provided by law and to cause notice thereof to be published in the San Francisco News, the official newspaper, as required by law.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Closing Certain Streets for the Duration of the Present Emergency to the End That the Same May Be Occupied and Fenced In by the United States Marine Corps for Military or Naval Purposes.

(Series of 1939)

Resolution No. 3028, as follows:

Resolved, That, pursuant to the recommendation of the Director of Public Works, the following streets in the City and County of San Francisco, to-wit: McKinnon Avenue from Quint Street northwesterly to a line 246.22 feet northwesterly from Toland Street; Rankin, Selby and Toland Streets from Newcomb Avenue to McKinnon Avenue, together with the several crossings and intersections of the above mentioned streets, are hereby closed to traffic for the duration of the present war between the United States and Germany, Italy and Japan, and permission is hereby granted to the United States Government to occupy said streets so closed for military or naval purposes during the existence of this permit, upon condition that at the expiration of this permit the department of the Government of the United States occupying said streets shall remove all buildings and obstructions placed thereon by said department of the Government of the United States.

Further Resolved, That the permit given herein be and it is hereby granted subject to the following expressed conditions:

1. That no structures, buildings or improvements be erected in or upon Selby Street.

2. The City and County of San Francisco reserves the right of ingress and egress to construct, reconstruct, repair, maintain, and/or extend any public utilities within the street areas above described.

Recommended by the Director of Property.

Recommended by the Director of Public Works.

Recommended by the Chief Administrative Officer.

Approved as to description by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Intention of Closing Certain Streets Between Evans Avenue, Innes Avenue, Hunters Point Boulevard and Keith Street.

(Series of 1939)

Resolution No. 3029, as follows:

Whereas, by deed recorded May 2, 1942, in Volume 3868, Page 247, Official Records of the City and County of San Francisco, the City and

County of San Francisco, a municipal corporation, did convey to the Housing Authority of the City and County of San Francisco, a public corporation, all of Assessor's Blocks numbered 4627A, 4628A, and 4648A, and portions of Blocks 4626A, 4647A, 4649A, and 4651, together with all right, title, and interest in and to the land included in all public streets located within that area; and

Whereas, the Housing Authority of the City and County of San Francisco has petitioned the City and County of San Francisco to close and abandon certain streets in the vicinity of the property conveyed, so that new streets may be laid out and a Federal Housing Project developed; and

Whereas, the Housing Authority of the City and County of San Francisco has agreed to deed to the City and County of San Francisco new streets in lieu of those closed and abandoned; and

Whereas, in the event said Housing Project is not constructed during the present war emergency, the Housing Authority has agreed to re-deed to the City and County of San Francisco the present streets or other streets within the area; and

Whereas, the Housing Authority has agreed to pay an estimated sum of \$7,219 for excess street work to be incurred by the widening of the roadway of Innes Avenue, between Hawes and Ingalls Streets, in connection with said Housing Project; now, therefore, be it

Resolved, That the public interest requires, and it is the intention of this Board of Supervisors to close and abandon the following streets and portions of streets situated in the City and County of San Francisco, State of California, to-wit: Fairfax Avenue for its entire width, between the westerly line of Hunters Point Boulevard and a line parallel with and perpendicularly distant 429.056 feet southeasterly from the southeasterly line of Keith Street; that portion of Fairfax Avenue described as follows:

Beginning at a point on the northeasterly line of Fairfax Avenue, distant thereon 300.836 feet southeasterly from the southeasterly line of Keith Street and running thence southeasterly along said line of Fairfax Avenue 128.220 feet; thence at right angles southwesterly 60 feet to the southwesterly line of Fairfax Avenue; thence northwesterly on a curve to the left of 221.00 foot radius, tangent to a line deflected $125^{\circ} 27' 51''$ to the right from the preceding course, central angle $3^{\circ} 07' 20''$ a distance of 12.043 feet; thence northeasterly on a line radial to preceding curve, a distance of 9.00 feet; thence at right angles northwesterly 34.487 feet; thence continuing northwesterly on a curve to the left tangent to the preceding course, radius 175.534 feet, central angle $32^{\circ} 20' 31''$ a distance of 99.084 feet to tangency with the northeasterly line of Fairfax Avenue and the point of beginning;

Hudson Avenue for its entire width, from a line parallel with and perpendicularly distant 360.00 feet southeasterly from the southeasterly line of Keith Street, southeasterly to a line parallel with and perpendicularly distant 284.00 feet northwesterly from the northeasterly prolongation of the northwesterly line of Hawes Street;

Ingalls Street for its entire width from a line parallel with and perpendicularly distant 100 feet northeasterly from the northeasterly line of Innes Avenue, northeasterly to the southwesterly line of Hudson Avenue;

Galvez Avenue for its entire width from a line parallel with and perpendicularly distant 140 feet southeasterly from the southeasterly line of Keith Street, southeasterly to the northerly line of Jennings Street;

Jennings Street for its entire width from the northeasterly line of Fairfax Avenue to the southwesterly line of Evans Avenue;

Jennings Street for its entire width from the northeasterly line of Innes Avenue to the southwesterly line of Hudson Avenue;

Jennings Street for its entire width from the southwesterly line of Fairfax Avenue to the northeasterly line of Hudson Avenue;

Menlo Street for its entire width from the northeasterly line of Galvez Avenue to the southwesterly line of Fairfax Avenue;

Martinez Avenue for its entire width from the southwesterly line of Fairfax Avenue to the northeasterly line of Hudson Avenue;

Tiburon Avenue for its entire width from the northeasterly line of Hudson Avenue to the westerly line of Martinez Avenue.

Said closing and abandonment shall be done and made in the manner and in accordance with Section 107 of the Charter of the City and County of San Francisco and the General Laws of the State of California.

The Clerk of this Board is hereby directed to transmit to the Department of Public Works a certified copy of this resolution and the Department of Public Works is hereby directed to give notice of said contemplated closings of said streets and portions of said streets in the manner provided by law, and to cause notice to be published in the San Francisco News, the official newspaper, as required by law.

Recommended by the Director of Public Works and City Engineer.
Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Sewer Easement, Sloat Boulevard and Forty-seventh Avenue.

(Series of 1939)

Resolution No. 3030, as follows:

Resolved, pursuant to recommendation of the Department of Public Works, that the City and County of San Francisco, a municipal corporation, does hereby accept that certain deed, dated October 12, 1942, from the Market Street Railway Company to a sewer easement over said company's right of way in Sloat Boulevard opposite Forty-seventh Avenue, San Francisco.

Recommended by the Director of Public Works.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Description approved by City Engineer.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Passed for Second Reading.

Acceptance of Roadways of Miguel and Beacon Streets.

(Series of 1939)

Bill No. 1982, Ordinance No., as follows:

Providing for acceptance of the roadway of Miguel Street from Beacon Street easterly to existing pavement; Beacon Street between Miguel and Harry Streets; including the intersections of Miguel and Beacon Streets; El Monte Street and Beacon Street; Beacon Street and Harry Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Miguel Street from Beacon Street easterly to existing pavement; Beacon Street between Miguel and Harry Streets; including the intersections of Miguel and Beacon Streets; El Monte Street and Beacon Street; Beacon Street and Harry Street, including the curbs.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Adopted.

The following recommendation of His Honor the Mayor was taken up:

Leave of Absence—Hon. W. W. Chapin.

(Series of 1939)

Resolution No. 3031, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, Honorable W. W. Chapin, member of the City Planning Commission, be and he is hereby granted a leave of absence for a period of thirty days, commencing November 26, 1942, with permission to leave the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.

Decrease in Gas Tax Revenues.

Supervisor Brown, under his name on roll call, called attention to the inevitable decrease in revenues that the City and County might expect to receive from the State because of decreased sales of gasoline, and suggested that San Francisco street activity program should be reviewed with the thought of curtailing construction.

The Chief Administrative Officer, who was present in the chambers, informed the Board that the Department of Public Works was carefully watching the situation.

Postponement of Water Department Properties Inspection Trip.

Supervisor MacPhee announced that the trip planned for inspection of San Francisco Water Department properties, Tuesday and Wednesday, November 24 and 25, 1942, would have to be postponed because of a meeting of the California Highway Commission, at Sacramento, on Tuesday, November 24, 1942. At the meeting of the Highway Commission, the claim of the City and County of San Francisco, for adjustment in the amount furnished by the City and County toward the construction of the Funston Avenue approach to the Golden Gate Bridge would be taken up. Thereupon, the Water Department properties inspection trip was postponed for two weeks, and the Clerk was directed to make the necessary arrangements therefor with Mr. Nelson Eckart of the Water Department.

Finance Committee to Represent the Board at Meeting of California Highway Commission.

Supervisor MacPhee requested that the Board authorize the Finance Committee to go to Sacramento Tuesday, November 24, 1942, to attend the meeting of the Highway Commission, at Sacramento, Tuesday, November 24, 1942, to endeavor to obtain a reduction in the amount San Francisco has to pay toward the construction of the Funston Avenue approach to the Golden Gate Bridge.

No objection and so ordered.

Memorializing Congress to Abolish Poll Tax.

(Series of 1939)

Supervisor Green presented:

Resolution No., as follows:

Whereas, there is now before the Congress of the United States legislation having for its object the abolishment of the poll tax law in use in several of the southern states; and

Whereas, this vicious measure is certainly not compatible with the doctrine of justice and civil rights as exemplified by our Constitution; and

Whereas, continued existence of such a law, especially during these trying times, when this country is attempting to restore peace, justice and equality in a world torn by racial intolerance, is indeed a sad commentary and a travesty on that justice which we would establish; now, therefore, be it

Resolved, That this Board of Supervisors respectfully memorializes the Congress of the United States to enact legislation which would abolish the existing poll tax law and that the Clerk is hereby directed to transmit copies of this resolution to our representatives in Congress.

Referred to County, State and National Affairs Committee.

Requesting Coordinator of Local Transport to Consider Seriousness of Problem Confronting San Francisco as Result of Gasoline Rationing.

(Series of 1939)

Supervisor Green presented:

Resolution No., as follows:

Whereas, gasoline rationing on the Pacific Coast will go into effect on December 1st; and

Whereas, San Francisco, as the point of embarkation and the site of many war industries, requires the use of thousands of automobiles in taking the war workers to and from work; and

Whereas, the transportation facilities as they now exist are considerably overtaxed and any further burden will undoubtedly wreak irreparable damage; and

Whereas, gasoline rationing will unquestionably prove the coup de grace to San Francisco's railway systems if steps are not immediately taken to furnish relief; now, therefore, be it

Resolved, That this Board of Supervisors hereby requests the Coordinator of Local Transport, Frederick W. Meyer, to give immediate consideration to the serious problem now confronting our city, to the end that relief may be forthcoming and that a report be made to this Board at the earliest possible moment.

Referred to County, State and National Affairs Committee.

In Memoriam—William J. Connolly.

(Series of 1939)

Supervisor Gallagher presented:

Resolution No. 3016, as follows:

Whereas, God in His Infinite Wisdom has summoned William J. Connolly to the life beyond; and

Whereas, said William J. Connolly was a valued public servant of the City and County of San Francisco, serving as an assistant District Attorney with credit to himself and with honor to the office in which he served; and

Whereas, by the death of William J. Connolly, San Francisco, and especially the office of the District Attorney, has been deprived of an able, conscientious and efficient official; now, therefore, be it

Resolved, When this Board of Supervisors adjourns today, it does so in respect to the memory of said William J. Connolly, and this Board does hereby express its sympathy to the wife and children of Mr. Connolly at his untimely passing and does hereby direct the Clerk of this Board to express to Mrs. Connolly the sympathy and condolence of this Board on the great sorrow that has come upon her.

Unanimously adopted by rising vote.

Memorializing the Congress of the United States to Enact Bill H. R. 7667 Into Law, Which Provides for the Abolishment of All Toll-Free Privileges on the Golden Gate Bridge.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3015, as follows:

Whereas, Congressman Lea has introduced in Congress H. R. 7667, a bill which provides for the abolishment of all toll-free privileges over the Golden Gate Bridge; and

Whereas, said bill has been referred to the Committee on Interstate and Foreign Commerce and hearings will shortly be held on the matter; now, therefore, be it

Resolved, That this Board of Supervisors heartily endorses the purport of this proposed law and memorializes Congress to give it speedy approval; and be it further

Resolved, That the Clerk of this Board be and he is hereby directed to transmit a copy of this resolution to our representatives in Congress

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Final Passage.

* Supervisor MacPhee presented, with Finance Committee recommendation:

Appropriating the Sum of \$6,100 From the Emergency Reserve Fund to the Credit of Appropriations of the Civil Service Commission, to Provide Funds for the Employment of Temporary Personnel, Advertising and Supplies Required in the Recruitment of Employees During the War Emergency, and to Hold Examinations Made Mandatory by Law; an Emergency Ordinance.

(Series of 1939)

Bill No. 1983, Ordinance No., as follows:

Appropriating the sum of \$6,100 from the Emergency Reserve Fund to the credit of appropriations of the Civil Service Commission, to provide funds for the employment of temporary personnel, advertising and supplies required in the recruitment of employees during the war emergency, and to hold examinations made mandatory by law; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,100 is hereby appropriated from the Emergency Reserve Fund to the credit of the following appropriations:

Appropriation No. 271.120.00—Temporary Salaries.....	\$4,600
Appropriation No. 271.234.00—Advertising	1,000
Appropriation No. 271.300.00—Materials and Supplies...	500

to provide funds for the employment of temporary personnel, advertising and supplies required in the recruitment of employees during the war emergency, and to hold examinations made mandatory by law.

Section 2. This ordinance is passed as an emergency ordinance, the nature of such emergency being as follows: The uninterrupted operation of the Civil Service Department, as this department is without sufficient funds to hold examinations made mandatory by law, and to provide for the recruitment of employees made necessary due to war emergency.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

In Memoriam—William P. Filmer.

(Series of 1939)

Supervisor Shannon presented:

Resolution No. 3017, as follows:

Whereas, in the passing of William P. Filmer, San Francisco loses one of its most outstanding figures in the business, civic and political life of San Francisco; and

Whereas, the deceased was the active head of Filmer Brothers Electrototype Company from 1900 to 1928, later was President of the Golden Gate Bridge and Highway District, to which activity he devoted himself from 1928 to 1938, all through the stormy years of the development of this gigantic project, and was largely responsible for the successful financing of the bridge; and

Whereas, William P. Filmer, ever active in the city's political progress, was always a credit to the community, bearing the distinction of being the highest ranking Mason in the United States, and in 1934 was numbered among California Masonic leaders who prevailed upon President Roosevelt to initiate a program looking to the deportation of alien radicals throughout the United States; now, therefore, be it

Resolved, That this Board of Supervisors learns with profound sorrow of the passing of so distinguished a Californian as Mr. Filmer; and be it

Further Resolved, That the Clerk of the Board be and he is hereby requested to tender a suitably engrossed copy of these resolutions to the family of the late departed; and be it

Further Resolved, That when the Board adjourns this day it does so out of respect to the revered memory of the late William P. Filmer.

Unanimously adopted by rising vote.

"One Year After Parade" Commemorating Attack on Pearl Harbor.

(Series of 1939)

The Clerk presented, for Supervisor O'Gara:

Resolution No. 3018, as follows:

Whereas, December 7th will mark the anniversary of the treacherous bombing of Pearl Harbor; and

Whereas, in order to commemorate this date, a gigantic military parade, known as the "One Year After Parade," will be held on Sunday, December 6th, in which the Army, Navy, Marine Corps, Police Department, Fire Department and various civic and fraternal organizations will participate, making it the largest parade ever to be held in San Francisco; and

Whereas, the Win the War Committee has sponsored this celebration and should be commended for the efforts they have expended to make this affair an outstanding event; now, therefore, be it

Resolved, That the Board of Supervisors takes this opportunity to commend the Win the War Committee for its fine patriotic work in organizing the "One Year After Parade" on Sunday, December 6th; and be it

Further Resolved, That the Board of Supervisors respectfully requests all city officials and department heads to cooperate with the Win the War Committee to the end that the parade will be a tremendous success; and be it

Further Resolved, That the Board of Supervisors appoints one of its members to serve as a liaison officer between the Board of Supervisors and the Win the War Committee.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Green, O'Gara—2.

Appointment of Supervisor O'Gara as Liaison Officer.

The President, Supervisor Jesse C. Colman, following the adoption of the foregoing resolution, appointed Supervisor O'Gara as liaison officer between the Board of Supervisors and the Win the War Committee.

Appropriating the Sum of \$12,500 From the Emergency Reserve Fund to the Credit of Appropriation No. 271.950.00, "Salary Survey Fund," Civil Service Commission, to Be used Exclusively for Defraying the Cost of Surveys of Wages in Private Employment and in Other Governmental Jurisdictions and Making Reports and Recommendations Thereon and Publication Thereof; an Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$12,500 from the Emergency Reserve Fund to the credit of Appropriation No. 271.950.00, "Salary Survey Fund," Civil Service Commission, to be used exclusively for defraying the cost of surveys of wages in private employment and in other governmental

jurisdictions and making reports and recommendations thereon and publication thereof; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$12,500 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 271,950.00, "Salary Survey Fund," Civil Service Commission, to be used exclusively for defraying the cost of surveys of wages in private employment and in other governmental jurisdictions and making reports and recommendations thereon and publication thereof.

Section 2. This ordinance is passed as an emergency ordinance and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates its becoming effective immediately, the nature of the emergency being as follows: That unless said salary survey is completed prior to April 1, 1943, it will not be possible to bring to municipal employment the employees essentially necessary for the uninterrupted operation of the several City and County departments and offices, nor will it be possible to provide the necessary maintenance of public property, and preservation of public health and public safety.

Referred to Finance Committee.

Amendment to San Francisco Municipal Code to Provide for Day Nurseries and Nursery Schools in First and Second Residential Districts During the Present War Emergency.

(Series of 1939)

Supervisor Green presented:

Bill No., Ordinance No., as follows:

Amendment to San Francisco Municipal Code to provide for Day Nurseries and Nursery Schools in First and Second Residential Districts during the present war emergency.

An ordinance amending Section 3, Article 1, Chapter II, Part II of the San Francisco Municipal Code by adding thereto subdivision (h), and amending Section 4, Article 1, Chapter II, Part II of the San Francisco Municipal Code by adding thereto subdivision (i).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 3, Article 1, Chapter II, Part II of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 3. **First Residential District.** In a First Residential District no building or premises shall be used and no other building shall be constructed or altered which is arranged, intended or designed to be used for any purpose other than for:

- (a) Single family dwelling;
- (b) School;
- (c) Church;
- (d) Community club house;
- (e) Nurseries, farms, truck gardens and greenhouses;

(f) The usual accessories located on the same lot with these various buildings not involving the conduct of a business, but including the office of a musician, physician or dentist or other person authorized by law to practice medicine when situated in the same dwelling used by such person as his or her place of residence; and a garage or group of garages containing space for passenger automobiles for the exclusive use of the tenants in the main building on the premises;

- (g) A dwelling designed for and intended to be used for two (2)

families providing that at least five thousand (5,000) square feet of open area shall remain upon the lot upon which such structure is erected;

(h) Day nursery or nursery school, which character of use shall be permitted only during the present war emergency.

The Central Permit Bureau, subject to the approval of the Bureau of Building Inspection, Fire Department and Health Department, may issue permits for the erection within a First Residential District of a temporary building for commerce or industry incidental to the construction of a building or the development of a residential district, and they may also issue permits for the erection within such districts of a stable for not more than two (2) cows or two (2) horses.

Section 2. Section 4, Article 1, Chapter II, Part II of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 4. **Second Residential District.** In a Second Residential District no building or premises shall be used and no building shall be constructed or altered which is arranged, designed or intended to be used for any purpose other than the purposes specified in Section 3 of this Article and those of a:

- (a) Tenement house or apartment house;
- (b) Flat;
- (c) Boarding or lodging house;
- (d) Hotel;
- (e) Library;
- (f) Police Station;
- (g) Fire Station;

(h) Health Institutions, Homes for the Aged and Nursing Homes; for the accommodation of not to exceed eight (8) inmates, provided, however, that no sign, advertising matter or other device of any character shall be displayed on any portion of the exterior of such building or premises which will give any outward indication of the character of its occupancy;

(i) Day nursery or nursery school, which character of use shall be permitted only during the present war emergency.

Referred to City Planning Commission.

Communications.

Communications, as follows, were received, read by the Clerk, and acted on as noted:

From Redwood Empire Association, Supervisors Unit, urging the Board of Supervisors to request Governor-elect Earl Warren to appoint two capable leaders from Redwood Empire counties to membership on the California Highway Commission.

Referred to Streets Committee.

From Statewide Tax Committee, notifying the Board of meeting of California State Chamber of Commerce, at Biltmore Hotel, in Los Angeles, December 2 and 3, 1942, and urging the Board to be represented there.

The President appointed himself as Chairman and Supervisors MacPhee and Roncovieri as members of committee to represent the Board at meeting in Los Angeles, announcing that inasmuch as he would be in Los Angeles on personal business, his attendance at the meeting would be without cost to the City and County.

From Supervisors Unit, Redwood Empire Association, recommending "Master Schedule of Recommendations" for inclusion in the 1943-1945 State Highway Budget, and requesting attendance of representative of the Board of Supervisors at conferences to be held in Sacramento on Tuesday, November 24, 1942.

Supervisor Meyer appointed to represent the Board.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:15 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors November 30, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 51

Monday, November 30, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, NOVEMBER 30, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, November 30, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Quorum present.

President Jesse C. Colman presiding.

Supervisor O'Gara was noted present at 2:35 P. M.

Supervisor Brown, having notified the Clerk that he must be in attendance at a meeting of the San Francisco Opera Association at 2:00 P. M., and would, therefore, be late, was excused from attendance until after the meeting of the San Francisco Opera Association. Supervisor Brown was noted present at 3:05 P. M.

Supervisor O'Gara was excused from attendance at 3:00 P. M.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of November 23, 1942, was considered read and approved.

Leave of Absence, Supervisor Gerald J. O'Gara.

Supervisor O'Gara announced to the Board that he had been called to report for duty in the United States Navy, at Tucson, Arizona, on December 15, 1942. The City Attorney would advise him regarding the obtaining of a military leave of absence. He would forward from Tucson, on December 15th, the necessary request for a military leave of absence, but in the meantime he desired a leave of absence with permission to leave the State. Thereupon, the following recommendation of his Honor, the Mayor, was taken up:

Leave of Absence—Gerald J. O'Gara, Supervisor.

(Series of 1939)

Resolution No. 3039, as follows:

Resolved, That in accordance with the recommendation of his Honor, the Mayor, Hon. Gerald J. O'Gara, member of the Board of Supervisors, is hereby granted a leave of absence for the month of December, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—11.

Felicitations and Congratulations to Supervisor Gerald J. O'Gara.

The President of the Board, Supervisor Colman, announced that it would be necessary for him to be absent from the meeting of the Board on December 7, 1942, and inasmuch as that would be Supervisor O'Gara's last meeting with the Board, he desired to extend to Supervisor O'Gara his best wishes. Supervisor O'Gara, the President stated, has created a very great impression and has given great promise of fine public service. He has brought to the Board a splendid intelligence and a broad outlook and understanding that does him great credit. The Board of Supervisors, continued the President, wishes him the best of good luck, and will follow his career with a deep and affectionate interest.

Supervisor O'Gara, in reply, expressed his appreciation for the good wishes as expressed by the President. He expressed his delight at being permitted to serve in the United States Navy in the capacity in which he was selected, although he would have been just as proud to have been in any of the other branches of the service. He desired particularly to acknowledge his indebtedness to Supervisor Colman for his letter of recommendation which had a great deal to do with his appointment. In conclusion, Supervisor O'Gara stated, he did not believe, as the President had suggested, that there should be any ceremony at the next meeting of the Board, since what he was doing was "so insignificant in comparison with what others have done and are doing every day." If it is agreeable to the members of the Board, he would prefer that there should be no more ceremony in connection with his departure.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance, Revenue and Taxation Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Uhl.

An Amendment to Salary Ordinance, Section 11, Police Department, by Adding Item 12.2 and Establishing Three Positions of B512 General Clerk-Typist at \$155 Per Month.

(Series of 1939)

Bill No. 1964, Ordinance No. 1871, as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 11, POLICE DEPARTMENT, by adding item 12.2 and establishing three positions of B512 General Clerk-Typist at \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 11, is hereby amended to read as follows:

Section 11. POLICE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner	\$ 100
2	1		Chief of Police.....	600
3	1		Deputy Chief of Police.....	450
4	1		Property Clerk	300
5	1		Police Surgeon (part time).....	200
6	1	B4	Bookkeeper	185
7	1		Department Secretary	400
8	3	B310b	Tabulating Numerical Key Punch Oper.....	168
8.1	1	B310b	Tabulating Numerical Key Punch Oper.....	175
9	1	B408	General Clerk-Stenographer	170

9.1	2	B408	General Clerk-Stenographer	175
10	1	B408	General Clerk-Stenographer	230
10.1	1	B412	Senior Clerk-Stenographer	200
11		B420	Phonographic Reporter (as needed), \$12.50 per day plus transcription.	
12	10	B454	Telephone Operator	167
12.1	1	B454	Telephone Operator	160
12.2	3	B512	General Clerk-Typist	155
13	1		Director of Criminal Information.....	333.33
14	1		Director of Personnel.....	333.33
15	1		Director of Special Service.....	250
15.1	1		Secretary Police Commission (Captain)....	300

Bureau of Inspectors

16	1		Captain of Inspectors.....	416.66
17	***96		Inspector	230
18	21	Q2	Policeman (Assistant Inspector).....	200
19	24	Q2	Policeman	200
20	3	Q20	Policewoman	200
20.1	5	Q50	Sergeant (Assistant Inspector).....	220
20.2	4	Q50	Sergeant	220
21	6	Q60	Lieutenant	250
22	1	Q62	Photographer, Police Department.....	225
22.1	1	Q63	Criminologist	300

Uniformed Force

23	1		Supervising Captain	333.33
24	1		Captain of Traffic.....	333.33
25	1	Q25	Inspector of Motor Vehicles.....	220
26	1		Inspector of Junior Traffic.....	230
27	1		Inspector of Horses and Equipment.....	230
28	1	B33	Assistant Department Secretary, Police Department	220
29	4	D52	Jail Matron	185
31	1	I 14	Junior Chef	203
32	10	J 70	Hostlers	180
33	4	O158	Motor Boat Operator.....	200
35	951	Q2	Policeman	200
36	25	Q30	Police Patrol Driver.....	200
37	155	Q50	Sergeant	220
38	**41	Q60	Lieutenant	250
39	*12	Q80	Captain	300

* Not more than 10 positions to be filled. Appropriation Ordinance provides for only 10 positions.

** Not more than 39 positions to be filled. Appropriation Ordinance provides for only 39 positions.

*** Not more than 95 positions to be filled. Appropriation Ordinance provides for only 95 positions.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Re-reference to Committee.**Registering and Licensing Bicycles.**

(Series of 1939)

Bill No. 1957, Ordinance No., as follows:

Amending Part III of the San Francisco Municipal Code by adding Article 6, pertaining to the registering and licensing of bicycles, by

providing for a Table of Contents, license required—exception, application, issuance of license—fee, license tags—owner to affix on bicycle, registration cards, transfer of license, transfer fee—duplicate license fee, license period—penalty, no prorating or refunding of fees, and providing for frame serial numbers, dismantling, enforcement, rules and regulations to be adopted, violations—a misdemeanor, and effective date.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part III of the San Francisco Municipal Code is hereby amended by adding Article 6, to read as follows:

ARTICLE 6

BICYCLES

- Section 400. Definitions.
- Section 401. License required—Exception.
- Section 402. Application.
- Section 403. Issuance of license—Fee.
- Section 404. License tags—Owner to affix on bicycle.
- Section 405. Registration cards.
- Section 406. Transfer of license.
- Section 407. Transfer fee—Duplicate license fee.
- Section 408. License period—Penalty.
- Section 409. No prorating or refunding of fees.
- Section 410. Frame serial numbers—Unlawful act.
- Section 411. Dismantling.
- Section 412. Enforcement.
- Section 413. Rules and regulations to be adopted.
- Section 414. Violations, a misdemeanor.
- Section 415. Effective date.

Sec. 400. **Definitions.** As used in this Article, the following words and phrases shall have the meanings respectively ascribed to them:

(a) **Bicycle.** A vehicle having two (2) wheels set tandem, propelled by human power applied through pedals, and designed for seating and carrying one or more persons, the number being determined by the number of seats built onto the vehicle by the manufacturer thereof.

(b) **Person.** Any person, firm, corporation, company or association.

(c) **Owner.** That person, firm, corporation, company or association in whose name the title of the bicycle is vested.

(d) **Rental Agency.** Any person, firm, corporation, company or association engaged in the business of offering for rental or renting a bicycle for use by the public, either exclusively or in conjunction with some other business.

(e) **Operator.** That person who is actually engaged in the act of propelling, guiding or handling the bicycle at any given time.

Sec. 401. **License Required—Exception.** It shall be unlawful for any person or rental agency to operate or use or permit to be operated or used any bicycle on the streets and highways of the City and County of San Francisco without first obtaining from the Tax Collector a license therefor, and unless such bicycle is properly registered and tagged. Provided, however, that an owner of a bicycle having a valid license attached to same, which license was issued by a municipality other than the City and County of San Francisco, may use or operate such bicycle in the City and County of San Francisco during the period of time said license is valid without being required to obtain a license as provided for in this Article.

Sec. 402. Application. Application for a license shall be made to the Tax Collector in writing upon blanks provided by him, which shall be signed by the applicant and contain the name, date of birth, physical description, and address of the owner, together with a complete description of the bicycle. The application of a rental agency shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, and the number and make of the bicycles proposed to be rented, together with the frame numbers of such bicycles.

Sec. 403. Issuance of License—Fee. Upon receipt by the Tax Collector of the application hereinbefore provided and the payment of a license fee of Fifty (50c) Cents a year for each bicycle therein set forth, the Tax Collector shall issue the applicant a license tag with a sealing device and a registration card for each such bicycle, together with a receipt for the fee paid.

Sec. 404. License Tags—Owner to Affix on Bicycle. The license tag issued as a part of the license shall be of such design, color and material as the Tax Collector shall prescribe, and each tag shall clearly show the year for which issued, have stamped thereon the letters "SFBL," and shall be consecutively numbered. License tags for use by rental agencies shall, in addition to the above requirements, have the serial number thereon prefixed by the letter "R." It shall be unlawful for any owner or operator of a bicycle subject to the provisions of this Article to operate or use or permit to be operated or used any such bicycle on the streets or highways of the City and County of San Francisco without first affixing such license tag to said bicycle by means of the accompanying seal and securely fastening said license tag to either end of the frame of the bicycle in such a manner as to prevent the tag from swinging. Such license tag shall be maintained free from foreign materials and in a condition to be clearly legible.

Sec. 405. Registration Cards. Registration cards shall be of such design, color and material as the Tax Collector shall prescribe, shall be in quintuplicate, serially numbered, and shall contain the name, date of birth, physical description, and address of the owner, together with the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. Registration cards issued rental agencies shall be serially numbered, and shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. The owner or operator of a bicycle on the streets or highways of the City and County of San Francisco shall keep available the registration card for such bicycle and shall produce such card for inspection whenever it may be demanded by a police officer or a deputy license collector. The Tax Collector shall forward to the Chief of Police the duplicate and triplicate copies of each registration card within twenty-four (24) hours after issuing same; the quadruplicate copy shall be retained by the Tax Collector for his records; and the quintuplicate copy shall be mailed by the Tax Collector to the licensee within thirty (30) days prior to the expiration date of the license as a notice for renewal.

Sec. 406. Transfer of License. It shall be the duty of every person who sells or transfers ownership of a licensed bicycle to report such sale or transfer within ten (10) days thereafter by returning to the Tax Collector the registration card issued to such person as licensee thereof, together with the name and address of the person to whom said bicycle was sold or transferred. It shall be the duty of the purchaser or transferee of such bicycle to apply to

the Tax Collector for a transfer of registration therefor within ten (10) days after said sale or transfer.

Sec. 407. Transfer Fee—Duplicate License Fee. For each transfer of ownership of a licensed bicycle or for the issuing of a duplicate license tag or registration card for a lost or destroyed tag or card, the Tax Collector shall collect a fee of Fifty (50c) Cents.

Sec. 408. License Period—Penalty. All bicycle licenses, including tags and registration cards, issued under the provisions of this Article shall date from the first day of January of each year and shall be issued for one (1) year from the aforesaid date. Before issuing a license, the Tax Collector shall collect from the owner thereof, if he has failed to obtain such license in the month of January, or in case of failure to obtain a transfer of registration within the time specified, a penalty of Twenty-five (25c) Cents per month or fraction thereof that such owner is delinquent in the payment of the fee; provided, that where the Tax Collector has good and sufficient evidence that the applicant has not used the bicycle prior to the date when application is made, no penalty shall be imposed in such instances; and further, provided, that the monetary penalty for non-payment of the license fee shall not be collected by the Tax Collector for the first six (6) months of the calendar year 1943.

Sec. 409. No Prorating or Refunding of Fees. Fees paid under the provisions of this Article shall not be prorated or refunded.

Sec. 410. Frame Serial Numbers—Unlawful Act. Every licensed bicycle shall have a manufacturer's serial number stamped on its frame or, if such serial number is not on said frame or has been destroyed, mutilated or obliterated, or if such serial number is illegible or insufficient for identification purposes, the owner of said bicycle shall have stamped on its frame a number for identification purposes. It shall be unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame.

Sec. 411. Dismantling. Within ten (10) days after any bicycle licensed hereunder shall have been dismantled and taken out of operation, such information shall be reported to the Tax Collector by the owner of such bicycle.

Sec. 412. Enforcement. The Chief of Police shall enforce the provisions of this Article and may suspend or revoke any license issued thereunder for any violation thereof, or of any of the ordinances of the City and County of San Francisco or provisions of the San Francisco Municipal Code relating to street traffic insofar as the same are applicable, and may impound any unlicensed or improperly licensed bicycle. Any bicycle that has been so impounded and not redeemed within thirty (30) days from the date of impounding may be stored by the Chief of Police and any storage charges therefor shall be a lien and charge against said bicycle and shall be paid before such bicycle is released to the person entitled thereto. The action of the Chief of Police as to any of the matters herein referred to shall be conclusive and final. No license shall be issued to or for any person who has had a license revoked until the expiration of one (1) year from the date of revocation. The revocation or suspension of a license or the impounding of a bicycle may be in addition to other penalties provided hereunder.

Sec. 413. Rules and Regulations to Be Adopted. The Chief of Police and the Tax Collector are authorized to adopt, promulgate and enforce such rules and regulations regarding bicycles as will enable the Chief of Police and the Tax Collector to enforce and carry out the meaning and intent of this Article.

Sec. 414. Violations, a Misdemeanor. It shall be unlawful for any person to violate any provision or fail to comply with any of the

requirements of this Article. Any person violating any of the provisions or failing to comply with any of the mandatory requirements of this Article shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided for in this Code.

Sec. 415. Effective Date. The effective date of this Article is hereby made the first day of January, 1943.

Approved as to form by the City Attorney.

November 23, 1942—Consideration postponed one week.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Action Rescinded.

Subsequently during the proceedings, Supervisor Uhl moved that the action of the Board whereby the foregoing bill had been Finally Passed, be rescinded, in order to give opponents to the legislation an opportunity to be heard.

No objection, and so ordered.

Privilege of the Floor.

Thereupon, on motion by Supervisor Uhl, the privilege of the floor was granted to Mr. G. A. Sheehan, representing Bicycle Dealers Association. Mr. Sheehan objected to the proposed legislation.

Supervisor Mead reported on the Committee consideration of the legislation. The matter had been recommended by the Police Committee. No objection had been made in Committee. However, inasmuch as there are objectors who have not been heard in Committee, he believed the legislation should be re-referred to Committee and he would so move. Motion seconded by Supervisor Shannon.

Thereupon, no objection being made, the foregoing bill was *re-referred to Finance Committee*.

Final Passage.

The following recommendation of Police Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Amending S. F. Municipal Code as to Auto Parking Stations.

(Series of 1939)

Bill No. 1968, Ordinance No. 1872, as follows:

Amending Section 1 of Bill No. 683, Ordinance No. 3108, New Series, now designated as Section 430, Article 13, Chapter IV, Part II, of the San Francisco Municipal Code defining Automobile Parking Station and qualifying said definition, and adding Section 1 (a) to said Bill No. 683, Ordinance No. 3108, New Series, to be designated as Section 430 (a) of Article 13, Chapter IV, Part II, of said Municipal Code, and making it unlawful to park an automobile in certain free parking lots between the hours of 2:00 A. M. and 6:00 A. M., and requiring the owner and the lessee of such space to provide certain signs therefor.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Section 1, Bill No. 683, Ordinance No. 3108, New Series, now designated as Section 430, Article 13, Chapter IV, Part II, of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 430. **Definition.** For the purposes of this article an Automobile Parking Station shall be any parcel of land not enclosed by a roofed building where automobiles are kept, placed or stored; provided, however, that the provisions of this Article shall not apply to any such parcel of land used for the following described purposes:

(1) For the parking, keeping or storing of automobile belonging to the owner or lessee of such parcel of land;

(2) Where the owner or lessee of such parcel of land permits not more than two automobiles not owned by himself to be placed, kept, stored or parked thereon, provided no charge is made therefor;

(3) Where the owner or lessee of any store provides such a parcel of land adjacent to or in the vicinity of said store for the placing, keeping, storing or parking of automobiles belonging to the customers of said store, while such customers are visiting said store and where no charge is made or promised for such placing, keeping, storing or parking;

(4) Where and to the extent that the owner or lessee of the lot, places, keeps, stores or parks thereon the automobile or automobiles used by such owner or lessee in the transaction of any business, trade or occupation conducted by such owner or lessee.

Wherever used in this Article the term "store" shall include wholesale or retail store, restaurant, theatre or other place of business.

Section 2. Bill No. 683, Ordinance No. 3108, New Series, now designated as Article 13, Chapter IV, Part II, of the San Francisco Municipal Code is hereby amended by adding thereto Section 1 (a), which shall hereafter be designated as Section 430 (a) of Article 13, Chapter IV, Part II, of said Municipal Code:

Section 430 (a). It shall be unlawful to keep, store or park any automobile, except those belonging to the owner or the lessee thereof, on any parcel of land referred to in Subdivision (3) of Section 430 of this Article between the hours of 2:00 A. M. and 6:00 A. M. The owner and the lessee of such space shall provide and cause to be prominently displayed thereon a sign giving notice of such prohibition, in black letters, not less than 5" in height, on a yellow background as follows:

City ordinance prohibits parking here between
2:00 A. M. and 6:00 A. M.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

NEW BUSINESS.

Adopted.

The following recommendations of Finance, Revenue and Taxation Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Approving Canvass of Votes, General Election, November 3, 1942.
(Series of 1939)

Resolution No. 3032, as follows:

Resolved, That the record book marked "B-I," Statement of Votes cast at the General Election held in the City and County of San Francisco, State of California, on Tuesday, November 3, 1942, be and the same is hereby constituted the record of the official canvass of the General Election held in the City and County of San Francisco, State of California, on Tuesday, November 3, 1942, and that the Statement shows the whole number of votes cast in the City and County of San Francisco, State of California, and in each voting precinct therein,

the names of the persons voted for, the number of votes given in each voting precinct to each of such persons, and the total number of votes given in the City and County of San Francisco to each of such persons; also such Statement shows the State Propositions and Charter Amendments voted on and the number of votes given for and against each of such State Propositions and Charter Amendments in each voting precinct and the total number of votes given for and against each of such State Propositions and Charter Amendments in the City and County of San Francisco.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

**Approval of Recommendations, Public Welfare Department, for
December, 1942.
(Series of 1939)**

Resolution No. 3033, as follows:

Resolved, That the recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children for the month of December, 1942, including increases, decreases, discontinuances and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

**Approval of Supplemental Recommendations, Public Welfare
Department.
(Series of 1939)**

Resolution No. 3034, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department, containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, effective as noted, including amounts, new applications, increases, decreases, discontinuances and other transactions, are hereby approved, and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

**Cancellation of Assessments.
(Series of 1939)**

Resolution No. 3035, as follows:

Whereas, the Assessor has reported that Lot 1, Block 6099, Assessment Roll 1942-1943, being city property, was assessed in error and the assessment thereon should be cancelled; and

Whereas, the Assessor has reported, also, that improvements on Lot 116, Block 3727, Assessment Roll 1941-1942, were demolished November 30, 1940, prior to date of assessment in 1941, but having been assessed in error, the assessment thereon should be cancelled; therefore, be it

Resolved, That the Controller, with the consent of the City Attorney, and pursuant to provisions of Section 4986 of the Revenue and Taxa-

tion Code, be and he is hereby authorized and directed to cancel the following described assessments:

<i>Fiscal Year</i>	<i>Lot</i>	<i>Block</i>
1942-43	1	6099
1941-42	116	3727 (improvements only)

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Final Passage.

Appropriating the Sum of \$31,000 From Unappropriated Reserve for Civilian Defense, to Provide Funds for the Purchase of Sirens, the Installation of Same, and Relocating a Number of Existing Electric Sirens; an Emergency Ordinance.

(Series of 1939)

Bill No. 1985, Ordinance No. 1873, as follows:

Appropriating the sum of \$31,000 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.400.79-8, to provide funds for the purchase of sirens, the installation of same, and relocating a number of existing electric sirens; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$31,000 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.400.79-8, to provide funds for the purchase of sirens, the installation of same, and the relocation of a number of existing electric sirens.

Section 2. This ordinance is passed as an emergency ordinance, the nature of such emergency being as follows: That the purchase of the above mentioned equipment is immediately necessary for the protection and safety of the people of the City and County of San Francisco during the present national emergency. Funds have not heretofore been appropriated for purchase of this equipment and it is important that funds be provided without delay for the efficient functioning of communications in the work of Civilian Defense.

Recommended and approved by the Mayor and Executive Head, San Francisco Civilian War Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, Green—2.

Re-reference to Committee.

An Amendment to Salary Ordinance, Section 83, Board of Education, by Adding Item 48 C105 Special Janitor at \$2.50 Per Evening in Addition to Regular Salary, and by Adding Item 66.1 O169 Special Engineer of Stationary Steam Engines at \$3.00 Per Evening in Addition to Regular Salary; an Emergency Ordinance.

(Series of 1939)

Bill No. 1970, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 83, BOARD OF EDUCATION, by adding item 48 C105 Special Janitor at

\$2.50 per evening in addition to regular salary, and by adding item 66.1 O169 Special Engineer of Stationary Steam Engines at \$3.00 per evening in addition to regular salary. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 83, is hereby amended to read as follows:

Section 83. **BOARD OF EDUCATION—
NON-CERTIFICATED EMPLOYEES**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs..\$	325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months	
3	1	A162	Foreman Carpenter—4 months..... 8 months.....	291 303
4	3	A354	Painter at \$12 per day	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130

41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
46	2	C104	Janitor (part time).....	25
47	34	C105	Special Janitor	162.50
48		C105	Special Janitor at \$2.50 per evening in addition to regular salary.....	
50	16	C107	Working Foreman Janitor	185
51	5	C107	Working Foreman Janitor	175
52	1	C107	Working Foreman Janitor	165
53	1	C112	Supervisor of School Janitors	275
54	2	I 12	Cook	148
55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time)	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker	205
64	15	O168	Engineer Stationary Steam Engines	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required	
66.1		O169	Special Engineer of Stationary Steam Engines at \$3.00 per evening in addition to regular salary.....	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed)	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening	

TRUCK RENTAL—CONTRACTUAL

75			Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.	
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*One position subject to classification by the Civil Service Commission.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare, by the vote by which this ordinance is passed, that an actual emergency exists in order to provide for the uninterrupted operation of the Board of Education.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

November 23, 1942—Consideration postponed one week.

On motion by Supervisor MacPhee, the foregoing bill was re-referred to Finance Committee.

Final Passage.

Appropriating the Sum of \$12,500 From the Emergency Reserve Fund to "Salary Survey," Civil Service Commission, to Be Used Exclusively for Defraying the Cost of Surveys of Wages in Private Employment and in Other Governmental Jurisdictions and Making Reports and Recommendations Thereon and Publication Thereof; an Emergency Ordinance.

(Series of 1939)

Bill No. 1986, Ordinance No. 1874, as follows:

Appropriating the sum of \$12,500 from the Emergency Reserve Fund to the Credit of Appropriation No. 271.950.00, "Salary Fund," Civil Service Commission, to be used exclusively for defraying the cost of surveys of wages in private employment and in other governmental jurisdictions and making reports and recommendations thereon and publication thereof; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$12,500 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 271.950.00, "Salary Survey Fund," Civil Service Commission, to be used exclusively for defraying the cost of surveys of wages in private employment and in other governmental jurisdictions and making reports and recommendations thereon and publication thereof.

Section 2. This ordinance is passed as an emergency ordinance and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates its becoming effective immediately, the nature of the emergency being as follows: That unless said salary survey is completed prior to April 1, 1943, it will not be possible to bring to municipal employment the employees essentially necessary for the uninterrupted operation of the several City and County departments and offices, nor will it be possible to provide the necessary maintenance of public property, and preservation of public health and public safety.

Recommended by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Adopted.

Authorizing Correction of Assessment.

(Series of 1939)

Resolution No. 3036, as follows:

Whereas, the Assessor has reported that on the unsecured portion of the 1940 Assessment, there is an unsecured assessment of \$42,169, assessed to A. A. and H. D. Newhouse and R. P. Tyler, and through clerical error there was a failure to describe this assessment as being "the possessory interest in Lot 1, Block 299;" and

Whereas, on the first Monday of March, of 1941, the same conditions existed, and the words "the possessory interest in Lot 1, Block 299" should be added to the assessment on the unsecured portion of the 1941 Assessment Roll; and

Whereas, this correction will neither increase nor decrease the

amount of taxes due, but will permit the issuance of a proper bill by the Tax Collector; therefore, be it

Resolved, That in accordance with Sections 4831 and 4834 of the Revenue and Taxation Code, and with the consent of the City Attorney, the Controller be and he is hereby authorized to make the foregoing corrections in the 1940 and 1941 Assessment Roll.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Acceptance of Pension Payments of the Late Treasurer, Returned
to the City and County by the Matheson Family.

Supervisor Colman presented the following:

November 27, 1942.

Honorable Jesse Colman, President, Board of Supervisors, San Francisco, Calif.

Dear Sir: As you are aware, Captain Duncan Matheson, Treasurer of the City and County of San Francisco, died on the 25th day of October, 1942. Captain Matheson had been Treasurer since the date of his appointment by Mayor James Rolph, Jr., on September 4, 1929. When Captain Matheson assumed the duties of the office of Treasurer under Mayor Rolph's appointment and during all of the subsequent time while he occupied the position of Treasurer, he was in receipt of a pension given to him for his service in the San Francisco Police Department.

On November 28, 1933, the question as to his right to this pension was presented to the Supreme Court of the State of California and that court held that he was entitled to receive his pension in addition to the salary he was receiving as Treasurer. Both prior and subsequent to this decision of the Supreme Court, Captain Matheson always stated that he would not accept any pension arising from his service in the San Francisco Police Department as long as he occupied the position of Treasurer.

From the date of his appointment until the month of August, 1933, Captain Matheson cashed the various pension demands or warrants issued to him by the Retirement System and deposited the same in the General Fund in the Treasurer's Office. These deposits amounted to \$9,792.42.

From September, 1933, until the date of his death, Captain Matheson did not cash any of his pension warrants but held them in his personal possession, some in the vaults of the Treasurer's Office and some in his private safe deposit box. The total amount of the money deposited in the General Fund and the uncashed warrants amounted to \$32,670.62.

Just prior to his death, Captain Matheson stated to the members of his family that it was his wish that these pension warrants should never be cashed but should be returned to the city for cancellation. Captain Matheson left surviving him, his wife, his son and daughter.

Treasurer Thomas McCarthy, appointed successor to Captain Matheson, has discussed with Mrs. Matheson and her son and daughter, the matter of the disposition of these warrants and each of them has emphatically stated that, as far as the warrants were concerned, they had but one idea in mind and that is to return said warrants to the city for cancellation in accordance with the Captain's wishes and that under no circumstances would any one of them accept any of the

money which Captain Matheson had deposited in the treasury on account of his pension warrants nor would they accept or cash any of the outstanding warrants and each of them has voluntarily signed a written statement to this effect. A copy of this written statement is in the hands of the Controller, the Treasurer and the Retirement Board.

I feel that, while the waiver of any claim of Mrs. Matheson or her son or daughter to these pension warrants is in keeping with the high standard which always actuated Captain Matheson in his dealings with the city, nevertheless this generous act should not pass unnoticed, and I feel that a permanent note of it should be made in the records of your Board of Supervisors.

For this reason I have called this matter to your attention and I am enclosing you a copy of a resolution which I trust the Board will see fit to pass, not only for the purpose of a permanent record of the transaction, but also for the purpose of expressing to the widow and children of Captain Matheson the sincere appreciation of the people of the City and County of San Francisco for their unselfish generosity in carrying out the wishes of Captain Matheson.

Very truly yours,

ANGELO J. ROSSI,

Mayor.

**Noting and Expressing Appreciation of the Action of the Widow,
Son and Daughter of Captain Duncan Matheson in Surrendering
Certain Pension Warrants Issued to Captain Matheson by Reason
of His Prior Service in the San Francisco Police Department.**

(Series of 1939)

Supervisor Colman presented:

Resolution No. 3037, as follows:

Whereas, Captain Duncan Matheson, a former member of the San Francisco Police Department was, on the 4th day of September, 1929, appointed to the office of Treasurer of the City and County of San Francisco and continued to hold said office, by election and re-election thereto, until the date of his death on the 25th day of October, 1942; and

Whereas, at the time that Captain Matheson was appointed Treasurer of the City and County of San Francisco he was in receipt of a pension allowance from said City and County by reason of his many years of service in the San Francisco Police Department; and

Whereas, said Captain Matheson never accepted said pension allowances and to and until the month of August, 1933, re-deposited each month the amount of said pension allowance in the General Fund of the Treasury of the City and County of San Francisco, and since said last mentioned date and to and until the date of his death, refused to cash any of the said pension warrants issued to him on account of the pension to which he was entitled by reason of his service in the San Francisco Police Department; and

Whereas, the Supreme Court of the State of California on November 28, 1933, decided that Captain Duncan Matheson was entitled to receive said pension allowance in addition to his compensation as Treasurer of the City and County of San Francisco, but notwithstanding this fact said Duncan Matheson always declined to cash said pension warrants and stated publicly and privately that as long as he occupied the position of Treasurer of the City and County of San Francisco he would not accept any pension or retirement allowance by reason of his services in the San Francisco Police Department; and that immediately prior to his death he instructed the members of his family that none of said pension warrants should be cashed but that the same should be surrendered to the City and County for cancellation; and

Whereas, said request of said Captain Matheson was in no way binding upon the members of his family, which consisted of his widow, his son and daughter, each of them has refused to accept said pension

warrants and they have delivered the same to the officials of the City and County of San Francisco with the request that said warrants be cancelled; now, therefore, be it

Resolved, That this Board of Supervisors accept the action of Captain Matheson as one more indication of his loyal and unselfish service to the City and County of San Francisco through all the years during which he was a public servant of the City and County, and this Board also takes this opportunity to express to the widow and to the son and daughter of Captain Matheson the sincere appreciation of the people of the City and County of San Francisco for their generosity and unselfishness in surrendering said warrants, and expressing to each of them a full appreciation of their voluntary action in carrying out the wishes of Captain Duncan Matheson; and be it further

Resolved, That the Clerk of this Board be directed to send to the widow and children of Captain Matheson copies of this resolution.

Discussion.

Following the reading of the foregoing resolution, Supervisor Uhl announced that inasmuch as it appeared to be in accordance with the wishes of the family of the late Treasurer, Captain Duncan Matheson, he would be happy to present same to the Board and to move for suspension of the rules for the immediate consideration thereof.

Supervisor Roncovieri objected to suspension of the rules. In stating his reasons for objection to suspension of the rules, Supervisor Roncovieri stated that he fully recognized it was a noble thing for Captain Matheson to desire to return the money to the City and County, but a portion of that money returned was money paid in to the Retirement System by him, and therefore, was his own money. That amount, at least, should be retained by the Matheson family. For that reason he believed the resolution should be referred to committee.

City Treasurer Thomas McCarthy, in reply, stated that he agreed with the views expressed by Supervisor Roncovieri, that the Matheson family was entitled to the entire amount. However, the family was determined, in deference to the wishes of the late Captain Matheson, not to accept any of the money, even that which the Captain, himself, had paid into the Retirement System. The matter had been discussed with the City Attorney, the Controller, and with Mr. Nelson, of the Retirement System. The Matheson family feels it would be an injustice to them to continue the matter further, and the resolution is in accordance with the family's wishes.

Thereupon, Supervisor Roncovieri withdrew his objections, and the foregoing resolution was *Adopted* by the following rising vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Appropriating the Sum of \$500 Out of the Emergency Reserve Fund to the Credit of Appropriation No. 204,201.00—Contractual Services, City Attorney—to Provide Funds for the Payment of Expenses of the City Attorney in Going to Washington, D. C., in Connection With the Hearing of the Case of the Natural Milk Producers Association of California et al. (a Corporation), vs. the City and County of San Francisco et al. (a Municipal Corporation), Before the Supreme Court of the United States at Washington, D. C.; an Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented, with Finance Committee recommendation:

Bill No. 1987, Ordinance No. 1875, as follows:

Appropriating the sum of \$500 out of the Emergency Reserve Fund

to the credit of Appropriation No. 204.201.00—Contractual Services, City Attorney—to provide funds for the payment of expenses of the City Attorney, in going to Washington, D. C., in connection with the hearing of the case of the Natural Milk Producers Association of California et al. (a corporation), vs. the City and County of San Francisco et al. (a municipal corporation), before the Supreme Court of the United States at Washington, D. C.; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$500 is hereby appropriated out of the Emergency Reserve Fund, to the credit of Appropriation No. 204.201.00—Contractual Services, City Attorney—to provide funds for the payment of expenses of the City Attorney, in going to Washington, D. C., in connection with the hearing of the case of the Natural Milk Producers Association of California et al. (a corporation), vs. the City and County of San Francisco et al. (a municipal corporation), before the Supreme Court of the United States, at Washington, D. C.

Sec. 2. This ordinance is passed as an emergency ordinance and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates it becoming effective immediately, the nature of the emergency being as follows: That the case of the Natural Milk Producers Association of California et al. (a corporation), vs. the City and County of San Francisco et al. (a municipal corporation) is scheduled to be heard in Washington, D. C., on or about December 14 or 15, 1942; that the City Attorney's Office is without funds with which to pay expenses in connection with the attendance to this hearing; this appropriation must, therefore, be made forthwith to provide funds for the proper operation of the office of the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Simplification of Salary Ordinance and Amendments Thereto.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. as follows:

Whereas, in connection with the preparation of salary ordinance amendments and publication thereof, it is advisable to reduce the cost of printing said amendments; now, therefore, be it

Resolved, That department heads be requested in preparing their budget estimates for personal service wherein the employments are listed, to list such employments under their jurisdiction separately for each office or subdivision thereof; and be it

Further Resolved, That the Civil Service Commission be requested in submitting the Annual Salary Ordinance or amendments thereto, to number each of the offices and subdivisions of a department with a separate section number.

Referred to Finance Committee.

Requesting Weekly Report From Police Department as to Observance of Staggered Hours Program.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. as follows:

Whereas, in order to improve transportation for the people of San Francisco during the war emergency, a program of staggered hours has

been recommended by a Committee of traffic experts representing the Army, Navy, Office of Defense Transportation, Maritime Commission, Office of Civilian Defense, City and County of San Francisco and the California Railroad Commission; and

Whereas, universal compliance by all classes of citizens of San Francisco with this program is of vital importance to the welfare of the entire community; now, therefore, be it

Resolved, That this Board of Supervisors hereby respectfully requests the Police Department to aid in the success of this program by making a weekly report to the Clerk of the Board as to the opening and closing hours of all office buildings, stores, industrial establishments and other places of business in this city and county.

Referred to Police Committee.

Report on Consideration by California Highway Commission of Refund to City and County of San Francisco in Connection With Construction of Funston Avenue Approach to the Golden Gate Bridge.

Supervisor MacPhee, under his name on Roll Call, reported on attendance at meeting of the California Highway Commission, held in Sacramento on Wednesday, November 25, 1942, at which the claim of San Francisco for refund in connection with the construction of the Funston Avenue Approach to the Golden Gate Bridge was considered.

There is, Supervisor MacPhee reported, a possibility of San Francisco receiving some \$180,000 from the Highway Commission. However, it was suggested that the Board of Supervisors use this money for repair and extension of state highways within San Francisco. The money would have to be used for such purpose, anyway. For that reason, Supervisor MacPhee continued, he thought it would be well if the Board would consider as having been introduced, a resolution providing that this money, when it is received by San Francisco, will be used for the purpose of repairing and extending state highways within the City and County of San Francisco.

Supervisor Gallagher suggested that the language in the resolution be not too binding; there might be an opportunity of working out some other plan for the use of the money.

The President, thereupon, announced that it would be considered that such resolution had been presented, and suggested that the language of the resolution be such as to provide for the use of the money in a manner to be approved by the State Highway Commission and in accordance with the state law.

Supervisor MacPhee agreed to the suggestion by the President.

Adopted.

Whereupon, Supervisor MacPhee presented the following resolution:

Declaration of Policy With Respect to Use of Refund Re Funston Avenue Approach to the Golden Gate Bridge.

(Series of 1939)

Resolution No. 3040, as follows:

Whereas, as a result of a hearing before the State Highway Commission in Sacramento on Wednesday, November 25, 1942, the Chairman of the Finance Committee has reported that there is a possibility that San Francisco may receive upwards of \$180,000 from the State as a refund in connection with the construction of the Funston Avenue Approach to the Golden Gate Bridge; now, therefore, be it

Resolved, That it is the sense of this Board of Supervisors that when

said sum is available, it will be spent in a manner approved by the State Highway Commission in accordance with State law.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor O'Gara—1.

Appointment of Committee to Insure Success of Bond Sale, December 7, 1942, in Commemoration of Attack on Pearl Harbor.

(Series of 1939)

Supervisor Mead presented:

Resolution No. 3018, as follows:

Whereas, December 7, 1942, will commemorate one year after the attack on Pearl Harbor by Japan; and

Whereas, since that occurrence all Americans have been roused to the necessity for providing guns, men, munitions and other instruments of war necessary to successfully defeat the Axis; and

Whereas, one of the ways in which the citizens of America can make certain that our soldiers, sailors and marines secure the needed implements of war is to buy War Bonds; now, therefore, be it

Resolved, That this Board of Supervisors does hereby respectfully request His Honor, the Mayor, to appoint a committee to take such steps as are necessary to properly commemorate December 7th by having all the citizens and organizations of San Francisco unite to put on the greatest bond sale in the history of San Francisco.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Permitting Dismantling of Bridges and Other Structures Deemed Unnecessary to Make Steel Therein Available for War Industries.

(Series of 1939)

Supervisor Meyer presented:

Bill No. 1988, Ordinance No., as follows:

Amending Ordinance No. 1095, entitled as follows: "Providing for a grant to the Southern Pacific Company, a railroad corporation, of a right of way for and the right to construct, maintain and operate a railroad, together with all necessary branches, sidetracks, turnouts, switches, crossings, spur tracks, yard tracks, depot tracks, and terminal tracks and facilities, along, over, under, across and upon certain streets, avenues, alleys, places and properties in the City and County of San Francisco," by amending Section 2 of said ordinance by eliminating Subdivision (b) of said section, and by amending Subdivision (c) of said section by eliminating from the first paragraph of said subdivision the words "or across Sixteenth Street at or near Seventh Street," and by adding a new subdivision to said Section 2 to be known as Subdivision (d), all of which said amendments are for the purpose of modifying certain obligations of the Southern Pacific Company relative to the maintenance of viaduct structures over the rights of way and permitting said Southern Pacific Company to abandon and dismantle certain of said structures more particularly described herein for the purpose of making the steel in said structures available for war industries.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 1095 is hereby amended by eliminating paragraph (b); and paragraph (c) is hereby amended by

omitting the words, ". . . or across Sixteenth Street at or near Seventh Street; . . .".

Section 2. Section 2 of said Ordinance No. 1095 is hereby amended by adding thereto the following subsection:

(d) The City and County of San Francisco hereby abandons all interest in the structural steel and other materials in those portions of the existing viaduct heretofore erected by the Southern Pacific Company which encroach on the roadways of Sixteenth Street, Sixth Street and Illinois Street and on adjacent private property, so that said structural steel and other materials may be made available to the United States Government or war industries, and said Southern Pacific Company is authorized to cause the same to be dismantled and removed; the said Southern Pacific Company shall remove all foundations within street areas to a depth of at least three feet below the official grade of the sidewalk or roadway; grade to a safe condition and to existing grade all parts of the roadway from which materials have been excavated, and construct a concrete header against any existing pavement; shall erect balustrades or railings on the Third Street Viaduct, satisfactory to the City Engineer, when necessitated by the removal of the Sixteenth Street structure; make track changes to reduce the number of traffic interferences on Third Street by train movements, and improve the roadway adjacent to the tracks at the intersection of Sixteenth Street, Seventh Street, and Mississippi Street, all as shown on City Engineer's plan A 16,491; provided, however, that no reconstruction or additional maintenance of the said Third Street Viaduct shall be required as a result of the removal of those portions of the Mission Bay Viaduct connecting therewith and which are to be removed hereunder, except with respect to the erection of balustrades as hereinabove provided.

Section 3. All other terms and conditions of said Ordinance No. 1095 and the obligations of the Southern Pacific Company arising thereunder shall remain unchanged.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Brown—1.

Appropriating the Sum of \$2,800 From Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the Credit of Appropriation No. 202.110.79-1, Creating the Position of One B90.2 Assistant Director of Civilian Defense at \$400 Per Month, and Providing Funds for the Compensation Therefor for the Period December 1, 1942, to June 30, 1943; an Emergency Ordinance.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$2,800 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1, creating the position of one B90.2 Assistant Director of Civilian Defense at \$400 per month, and providing funds for the compensation therefor for the period December 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,800 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1 to provide funds for the

compensation of one B90.2 Assistant Director of Civilian Defense at \$400 per month for the period December 1, 1942, to June 30, 1943.

Section 2. The position of one B90.2 Assistant Director of Civilian Defense at \$400 per month is hereby created.

Section 3. This ordinance is passed as an emergency measure, the nature of such emergency being set forth in Ordinance No. 1830 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Referred to Finance Committee.

Chief of Division of Fire Prevention and Investigation to Report on Conditions in San Francisco.

Supervisor Green, under his name on Roll Call, referred to the recent holocaust at Boston, and moved that Frank Kelly, Chief, Bureau of Fire Prevention and Investigation, be requested to appear before the Board of Supervisors on Monday, December 7, 1942, at 3:00 P. M. to report the exact situation in San Francisco obtaining in San Francisco to prevent such a catastrophe.

In connection therewith, Supervisor Roncovieri presented copy of communication addressed by him to Chief Kelly, on the same subject, and advising that if in Chief Kelly's opinion the present legislation on the subject needs strengthening, or any addition thereto for more effective precautionary measures, he, Supervisor Roncovieri, would be glad to introduce same.

Thereupon, no objection being made, Supervisor Green's motion was declared *carried*.

Placing of Seal of City Cars.

Supervisor Uhl moved that the Clerk make arrangements for having the Seal of the City and County of San Francisco placed on automobiles in the service of the Board of Supervisors.

Referred to Finance Committee.

President Colman Excused From Attendance at Board Meeting.

Supervisor Colman requested that he be excused from attendance at the Board meeting, Monday, December 7, 1942.

No objection, and excuse *granted*.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From Laura Bride Powers, resolution adopted by San Francisco Historical Committee, urging the Board of Supervisors to aid that Committee in securing the replacement of the Rivery-Palou Cross on the south spur of Point Lobos, Sutro Heights, originally erected in 1774.

Referred to Education, Parks and Recreation Committee.

From Civil Service Commission, requesting that residential requirements for Class of V40, Superintendent of Agriculture, be waived, in order that a new examination, with a wider field from which to recruit qualified personnel, may be announced.

Referred to Finance Committee.

From San Francisco Labor Council, presented by Supervisor Shannon, recommending appropriation of \$12,500 to defray cost of survey of wages in private employment and in other governmental jurisdictions.

Filed.

ADJOURNMENT.

There being no further business, the Board, at the hour of 3:30 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors December 7, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, December 7, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, DECEMBER 7, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, December 7, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Uhl—8.

Absent: Supervisors Brown, Colman, Shannon—3.

Quorum present.

Supervisor Gallagher presiding.

Supervisor Shannon was noted present at 2:25 p. m.

Supervisor Brown was noted present at 2:40 p. m.

Supervisor Colman excused from attendance.

Supervisor O'Gara was excused from further attendance at 2:30 p. m.

APPROVAL OF JOURNALS.

The Journals of Proceedings of the meetings of November 16 and of November 30, 1942, were considered read and approved.

Farewell Ceremonies for Supervisor O'Gara.

During the day's proceedings, Supervisor Gallagher, presiding, requested Supervisor MacPhee to express to Supervisor O'Gara, who was attending his last meeting as a member of the Board of Supervisors, at least during the present war's duration, the Board's regard for their colleague, its regret at his departure, and the wishes for his good luck in his new adventure.

Supervisor MacPhee, thereupon, addressed Supervisor O'Gara, presenting him with a gift from the members of the Board and the clerks as an expression of the high regard in which he was held.

Supervisor O'Gara thanked the members of the Board and the clerks for the gift presented and for the cooperation extended. He had enjoyed his associations and regretted the necessity for leaving. He would always remember the members of the Board and the clerks and the good times he had enjoyed as Supervisor. He desired, also, to express his gratitude for the aid extended to him by Mr. McGrath and Mr. Engler. If all municipal employees are as devoted as the clerks of the Board, Supervisor O'Gara continued, San Francisco has a wonderful municipal employee group.

"I will digress," continued Supervisor O'Gara, "and ask a favor from the members of the Board. Last week I requested that there be no ceremonies on my leaving. Now while we are having this ceremony, I must confess that I love it. However, there seems to be a lack of official attention paid to the many thousands of San Franciscans who are going away every day. On behalf of the unknown service men, I want to ask the appreciation and attention of the Board of Supervisors. For those men their leaving is a rather bleak occasion. I don't believe

we have yet achieved that degree of expression of our appreciation that we must achieve for those young men. They would appreciate something in the way of a farewell that would let them know that San Francisco appreciates what they are doing. Much has been done for the men in the service, and a great deal still is to be done. San Francisco should see to it that there is no want among families of boys going away. Of course, there are official agencies to help, but San Francisco should not wait for that. We should all interest ourselves and keep in touch with families of the young men in the armed forces. We should, also, start now and make provision for the return of these young men, their rehabilitation and restoration of their jobs after the war. I would request this as a final favor of this Board. I will ask that the Board follow this matter up. I again thank the members of the Board and the attaches of the Board for their gift. It is an evidence of their fine spirit, their kindness to me, their tolerance and generosity. I am leaving with the same affectionate regard that has been shown to me."

SPECIAL ORDER—3:00 P. M.

F. P. Kelly, Chief, Division of Fire Prevention and Investigation requested to appear before the Board to explain in detail what preventive measures have been taken to overcome fire hazards in night clubs and other places of amusement in San Francisco.

Deputy Chief Sullivan and Mr. Frank Kelly, Chief, Division of Fire Prevention and Investigation, San Francisco Fire Department, addressed the Board briefly, stating that present legislation was adequate, inspections are made regularly, and it is practically impossible that a disaster such as recently occurred in Boston could happen in San Francisco.

Supervisor Mead called attention to one night club, the only exit from which, as far as he knew, was by elevator. In case of a fire, with the probable following panic, the consequences might be serious.

Mr. Kelly pointed out that he knew the club to which Supervisor Mead was referring, and that the condition had been corrected.

Supervisor Green pointed out he and Supervisor Roncovieri had requested a statement from Deputy Chief Sullivan and from Chief Kelly, in the endeavor to be assured that no such disaster as occurred in Boston could happen here. It was the desire to help the Fire Department, if it was felt that a strengthening of regulations was advisable, that prompted the request for hearing.

Chief Kelly stated that occasionally inspectors find minor violations of the "Night Club" ordinance. When such violations are noted, corrections are insisted on, and places are kept closed until corrections are made. On occasions, due to an unusually large attendance, exits are blocked.

Supervisors Roncovieri and Green suggested that if any tightening up of restrictions, were desired, or any amendments to the present legislation to provide for the imposition of more severe penalties for violation of the present legislation were deemed advisable, they would be glad to present such legislation to the Board. The overcrowding of premises might be discouraged by an enforced closing for at least six months, or even longer. Inspections might be made daily. It might be well to have men stationed at the various night clubs at all times, similarly to the practice at theaters. Whatever was desired by the Fire Department, they would be glad to present to the Board.

Supervisor O'Gara suggested that permits to be granted for the operation of night clubs, which, under the present ordinance are granted by the Health Department, after report thereon by the Fire Department, should be granted by the Fire Department, with the concurrence of the Health Department. The Director of Public Health has stated that the problem is primarily one for the Fire Department rather than for the Department of Health.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance, Revenue and Taxation Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Reappropriating the Sum of \$285.50 From Existing Surplus in Health Department Funds to Cover Cost of Two Carpenters, for Ten Days Each, at Hassler Health Home.

(Series of 1939)

Bill No. 1969, Ordinance No. 1877, as follows:

Reappropriating the sum of \$285.50 from existing surplus in Appropriation No. 255.110.00 to the credit of Appropriation No. 255.900.00 to cover cost of two carpenters, for ten days each, at Hassler Health Home.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$285.50 is hereby reappropriated and set aside out of the existing surplus in Appropriation No. 255.110.00 to the credit of Appropriation No. 255.900.00 to cover cost of two carpenters, for ten days each, at \$11.50 per day plus overhead and transportation, to complete construction of female patients' dining room at Hassler Health Home.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

An Amendment to Salary Ordinance, Section 11, Police Department, by Adding Item 12.01 3 B454 Telephone Operator "as Needed" at \$160 Per Month.

(Series of 1939)

Bill No. 1971, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 11, POLICE DEPARTMENT, by adding item 12.01 3 B454 Telephone Operator "as needed" at \$160 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 11, is hereby amended to read as follows:

Section 11. POLICE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3		Commissioner	\$ 100
2	1		Chief of Police	600
3	1		Deputy Chief of Police	450
4	1		Property Clerk	300
5	1		Police Surgeon (part time)	200
6	1	B4	Bookkeeper	185

7	1		Department Secretary	400
8	3	B310b	Tabulating Numerical Key Punch Oper....	168
8.1	1	B310b	Tabulating Numerical Key Punch Oper....	175
9	1	B408	General Clerk-Stenographer	170
9.1	2	B408	General Clerk-Stenographer	175
10	1	B408	General Clerk-Stenographer	230
10.1	1	B412	Senior Clerk-Stenographer	200
11		B420	Phonographic Reporter (as needed), \$12.50 per day plus transcription.	
12	10	B454	Telephone Operator	167
12.01	3	B454	Telephone Operator "as needed".....	160
12.1	1	B454	Telephone Operator	160
12.2	3	B512	General Clerk-Typist	155
13	1		Director of Criminal Information	333.33
14	1		Director of Personnel	333.33
15	1		Director of Special Service	250
15.1	1		Secretary Police Commission (Captain)....	300

Bureau of Inspectors

16	1		Captain of Inspectors	416.66
17	***96		Inspector	230
18	21	Q2	Policeman (Assistant Inspector)	200
19	24	Q2	Policeman	200
20	3	Q20	Policewoman	200
20.1	5	Q50	Sergeant (Assistant Inspector)	220
20.2	4	Q50	Sergeant	220
21	6	Q60	Lieutenant	250
22	1	Q62	Photographer, Police Department	225
22.1	1	Q63	Criminologist	300

Uniformed Force

23	1		Supervising Captain	333.33
24	1		Captain of Traffic	333.33
25	1	Q25	Inspector of Motor Vehicles	220
26	1		Inspector of Junior Traffic	230
27	1		Inspector of Horses and Equipment	230
28	1	B33	Assistant Department Secretary, Police Department	220
29	4	D52	Jail Matron	185
31	1	I 14	Junior Chef	203
32	10	J 70	Hostlers	180
33	4	O158	Motor Boat Operator	200
35	951	Q2	Policeman	200
36	25	Q30	Police Patrol Driver	200
37	155	Q50	Sergeant	220
38	**41	Q60	Lieutenant	250
39	*12	Q80	Captain	300

* Not more than 10 positions to be filled. Appropriation Ordinance provides for only 10 positions.

** Not more than 39 positions to be filled. Appropriation Ordinance provides for only 39 positions.

*** Not more than 95 positions to be filled. Appropriation Ordinance provides for only 95 positions.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

An Amendment to Salary Ordinance, Section 53a, Department of Electricity—Interdepartmental, by Adding Item 29.01 1 B454 Telephone Operator "as Needed" at \$160 Per Month.

(Series of 1939)

Bill No. 1972, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 53a, DEPARTMENT OF ELECTRICITY—Interdepartmental, by adding item 29.01 1 B454 Telephone Operator "as needed" at \$160 per month.

Be it ordained by the People of the City and County of San Francisco as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 53a, is hereby amended to read as follows:

**Section 53a. DEPARTMENT OF ELECTRICITY—
Interdepartmental**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
29	1	A354	Painter, \$12 per day	
29.1	1	E108	Electrician, \$13.60 per day	
29.01	1	B454	Telephone Operator "as needed".....	\$ 160
30	1	B154	Lineman	270
31	2	E155	Cable Splicer's Helper, \$8 per day	
32	1	E156	Cable Splicer, \$13 per day	
33		J 4	Laborer, \$7.60 per day	
34	3	M254	Machinist	256

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Reappropriating the Sum of \$1,050 From Existing Surplus in Health Department Funds to Provide Compensation for One L359 Supervising Physician, Blood Bank, Part Time, at \$150 Per Month, and Eliminating One L360 Physician, Part Time, at \$150 Per Month at San Francisco Hospital, for the Period December 1, 1942, to June 30, 1943.

(Series of 1939)

Bill No. 1973, Ordinance No. 1878, as follows:

Reappropriating the sum of \$1,050 from existing surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to provide compensation for one L359 Supervising Physician, Blood Bank, part time, at \$150 per month, and eliminating one L360 Physician, part time, at \$150 per month at San Francisco Hospital, for the period December 1, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,050 is hereby reappropriated and set aside out of the existing surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to provide compensation for one L359 Supervising Physician, Blood Bank, part time, at \$150 per month at San Francisco Hospital, for the period December 1, 1942, to June 30, 1943.

Section 2. The position of L359 Supervising Physician, Blood Bank, at \$150 per month, part time, is hereby created at San Francisco Hospital and the position of one L360 Physician, part time, at \$150 per month, is hereby eliminated.

Recommended by the Director of Public Health.

Approved by the Chief Administrative Officer.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Reappropriating the Sum of \$2,325 Out of Surpluses in Department of Public Health Appropriations to Provide Compensation for Five Temporary General Clerk-Typists at \$155 Per Month, for the Period December 16, 1942, to March 15, 1943, in the Bureau of Vital Statistics.

(Series of 1939)

Bill No. 1974, Ordinance No. 1879, as follows:

Reappropriating the sum of \$2,325 out of surpluses in Department of Public Health appropriations to the credit of Appropriation No. 250.120.03 to provide compensation for five temporary General Clerk-Typists at \$155 per month, for the period December 16, 1942, to March 15, 1943, in the Bureau of Vital Statistics.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,325 is hereby reappropriated and set aside out of existing surpluses in the following appropriations in amounts indicated:

Appropriation No. 250.110.01.....	\$ 800
Appropriation No. 250.110.08.....	500
Appropriation No. 250.110.13.....	1,025

to the credit of Appropriation No. 250.120.03 to provide compensation for five Temporary B512 General Clerk-Typists at \$155 per month, for the period December 16, 1942, to March 15, 1943, in the Bureau of Vital Statistics, Department of Public Health.

Recommended by the Director of Public Health.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Appropriating the Sum of \$6,000 From the Unappropriated Balance of Funds—Municipal Railway, to Provide for Month of November Payment of Military Leaves.

(Series of 1939)

Bill No. 1975, Ordinance No. 1880, as follows:

Appropriating the sum of \$6,000 from the Unappropriated Balance of Funds—Municipal Railway to the credit of Appropriation No. 265-126-00—Military Leave, to provide for month of November payment of military leaves.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$6,000 is hereby appropriated from the Municipal Railway Unappropriated Balance of Funds to the credit of Appropriation No. 265-126-00—Military Leave, to provide for month of November payments of military leave.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Final Passage.

The following recommendation of Finance, Revenue and Taxation and Public Utilities Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Brown, Meyer, Roncovieri.

Conferring Upon the Chief Administrative Officer and Upon the Controller Certain Powers and Duties Relative to Examination of the Provisions of Franchises and Permits Over Which the Board of Supervisors Has Jurisdiction or Control.

(Series of 1939)

Bill No. 1979, Ordinance No. , as follows:

Conferring upon the Chief Administrative Officer and upon the Controller certain powers and duties relative to the examination of the provisions of franchises and permits over which the Board of Supervisors has jurisdiction or control heretofore and which may hereafter be granted and issued to various persons, firms and corporations for the conduct of certain callings, and for the use and occupation of public streets, ways and places.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That this Board of Supervisors under and pursuant to the power and authority vested in said Board by Section 9 of the Charter of the City and County of San Francisco, does hereby confer upon the Chief Administrative Officer of the City and County of San Francisco the power and authority to examine all and singular, the provisions, covenants and obligations contained in the several franchises and permits heretofore and which may hereafter be issued or granted to any person, firm or corporation for the conduct of any business or calling over which the Board of Supervisors has jurisdiction or control, or for the use and/or occupation of any public street, way or

place insofar as said provisions, covenants and obligations contained in said franchises and permits pertain to or affect public streets, traffic, health and safety and commencing July 1, 1941, it shall be the duty of the Chief Administrative Officer to file a quarterly report with the Board of Supervisors showing in detail the manner in which the holders of said franchises or permits are complying or failing to comply with the provisions, covenants and obligations contained in or imposed by said franchises or permits.

Section 2. Under and pursuant to the power and authority vested in this Board of Supervisors by Section 9 of the Charter of the City and County of San Francisco, said Board of Supervisors does hereby confer upon the Controller of the City and County of San Francisco the power and authority to examine all and singular, the provisions, covenants and obligations contained in the several franchises and permits heretofore and which may hereafter be issued or granted to any person, firm or corporation for the conduct of any business or calling over which the Board of Supervisors has jurisdiction or control or for the use and/or occupation of any public street, way or place insofar as said provisions, covenants and obligations contained in said franchises and permits pertain to finance or the payment by the holders of said franchises or permits to the City and County of San Francisco of money or other thing of value and commencing July 1, 1941, it shall be the duty of the Controller to file a quarterly report with the Board of Supervisors showing in detail the manner in which the holders of said franchises or permits are complying or failing to comply with said provisions, covenants and obligations contained in or imposed by said franchises or permits.

Not approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Final Passage.

The following recommendation of Police Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Gallagher, Uhl.

Amending Article V, Chapter XI, of the San Francisco Municipal Code, "Traffic Code," by Amending Section 78 Thereof, "Right Turns May Be Made When," to Provide That Right Turns May Be Made Against a Stop Signal in Traffic Zone No. 1 When Authorized by Resolution of the Board of Supervisors.

(Series of 1939)

Bill No. 1977, Ordinance No. 1881, as follows:

Amending Article V, Chapter XI, of the San Francisco Municipal Code, "Traffic Code," by amending Section 78 thereof, "Right Turns May Be Made When," to provide that right turns may be made against a stop signal in Traffic Zone No. 1 when authorized by resolution of the Board of Supervisors.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 78, Chapter XI, Article V, of the San Francisco Municipal Code, the title of which is recited above, is hereby amended to read as follows:

Sec. 78. Right Turns May Be Made When. Except as otherwise provided by resolution of the Board of Supervisors, a right turn may be made at controlled intersections in Traffic Zone No. 1, only while a "Go" signal is shown. Elsewhere, at intersections controlled by

traffic signal devices, after making a full stop at the nearest property line, a right turn may be made while a "Stop" signal is shown, subject to the right of pedestrians and of other vehicles.

Approved as to form by the City Attorney.

Discussion.

Supervisor Brown, in discussing the foregoing matter, inquired whether any provision had been made to install signs to instruct motorists where right turns can be made against "Stop" signals. He announced that under his name on roll call he would bring the matter up again.

Thereupon, the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Final Passage.

The following recommendations of Streets Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors Meyer, Gallagher.

Approving Map Showing Proposed Establishment of Grades on Stillings Street and Melrose Avenue Between Congo Street and Teresita Boulevard; on Detroit Street Between Stillings Street and Melrose Avenue; and on the Southeasterly Side of Teresita Boulevard Between Stillings Street and Melrose Avenue; and Establishing Grades in Accordance Therewith.

(Series of 1939)

Bill No. 1978, Ordinance No. 1882, as follows:

Approving map showing proposed establishment of grades on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard; on Detroit Street between Stillings Street and Melrose Avenue; and on the southeasterly side of Teresita Boulevard between Stillings Street and Melrose Avenue; and establishing grades in accordance therewith.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That that certain diagram entitled "Grade Map Showing the Proposed Establishment of Grades on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard; on Detroit Street between Stillings Street and Melrose Avenue; and on the Southeasterly side of Teresita Boulevard between Stillings Street and Melrose Avenue," as approved by the Director of Public Works' Order No. 18781, on October 30, 1942, and filed in the office of the Board of Supervisors November 4, 1942, be and is hereby approved.

Section 2. The grades on Stillings Street and Melrose Avenue, between Congo Street and Teresita Boulevard; on Detroit Street between Stillings Street and Melrose Avenue; and on the southeasterly side of Teresita Boulevard between Stillings Street and Melrose Avenue, as shown on the above entitled map, are hereby established at points and to the elevations above City Datum, as shown on said map.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Acceptance of Roadways of Miguel and Beacon Streets.

(Series of 1939)

Bill No. 1982, Ordinance No. , as follows:

Providing for acceptance of the roadway of Miguel Street from Beacon Street easterly to existing pavement; Beacon Street between Miguel and Harry Streets; including the intersections of Miguel and Beacon Streets; El Monte Street and Beacon Street; Beacon Street and Harry Street, including the curbs.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The roadways of the following named streets, having been paved in accordance with the specifications of the Department of Public Works, and having received the written certificate of the City Engineer, are hereby *accepted* by the City and County of San Francisco (except those portions required by law to be kept in order by the railroad company having tracks thereon), said roadways having been paved with asphaltic concrete, and are in good condition throughout, and have sewers, gas and water pipes laid therein, to-wit:

Miguel Street from Beacon Street easterly to existing pavement; Beacon Street between Miguel and Harry Streets; including the intersections of Miguel and Beacon Streets; El Monte Street and Beacon Street; Beacon Street and Harry Street, including the curbs.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Consideration Postponed.

The following, from Streets Committee, without recommendation, heretofore Passed for Second Reading, was taken up:

Reducing Sidewalk Widths on Post Street Between Taylor and Stockton Streets.

(Series of 1939)

Bill No. 1716, Ordinance No. , as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section 837 thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1: Ordinance No. 1061, entitled: "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office December 22, 1941, by amending Section 837 thereof to read as follows:

Section 837. The width of sidewalks on Post Street, between Market and Stockton Streets, shall be 15 feet.

The width of sidewalks on Post Street, the northerly side of, between Stockton and Powell Streets, shall be 15 feet.

The width of sidewalks on Post Street, the southerly side of, between Stockton and Powell Streets, shall be abolished.

The width of sidewalks on Post Street, the northerly side of, between Powell and Mason Streets, shall be 10 feet.

The width of sidewalks on Post Street, the southerly side of, between Powell and Mason Streets, shall be 10 feet.

The width of sidewalks on Post Street, between Mason and Taylor Streets, shall be 10 feet.

The width of sidewalks on Post Street, between Taylor Street and Van Ness Avenue, shall be 10 feet.

Approved as to form by the City Attorney.

June 8, 1942—Consideration continued until December 7, 1942.

Discussion.

Supervisor Meyer moved that action on the foregoing bill be postponed for six months. The work cannot be done now on account of priorities, he stated, and his motion was merely to keep the matter alive. At the end of six months another postponement can be granted if necessary.

Supervisor Mead objected to the motion, suggesting that the legislation should be Finally Passed. The necessary work could then be undertaken immediately after the cessation of hostilities, as soon as materials are available, and before things get back to normal.

Mr. George Gerhard, representing the Civic League of Improvement Clubs, on being granted the privilege of the floor, supported the motion by Supervisor Meyer. No time would be lost, he held, by a six months' postponement.

Supervisor Green, seconded by Supervisor Roncovieri, moved, as an amendment to the motion, that action be postponed until after the duration of hostilities.

Mr. Sylvester McAtee, representing opponents to the proposal to reduce sidewalk widths on Post Street, announced that in any case, the opponents would desire a hearing before actual passage of the measure.

Supervisor Shannon moved, as an amendment to the amendment, that the bill be returned to the Streets Committee for the duration.

Motion *failed* for want of a second.

Supervisor Meyer announced that he believed the simplest method of handling the matter would be a six months' postponement. He would vote against the motion by Supervisor Green.

Supervisor Shannon renewed his motion to re-refer to Streets Committee for the duration.

Motion again *failed* for want of a second.

Thereupon, Supervisor Shannon, seconded by Supervisor Brown, moved to lay the matter on the table.

Motion *failed* by the following vote:

Ayes: Supervisors Brown, MacPhee, Roncovieri, Shannon—4.

Noes: Supervisors Gallagher, Green, Mead, Meyer, Uhl—5.

Absent: Supervisors Colman, O'Gara—2.

Whereupon, the roll was again called and the motion by Supervisor Green, to postpone action until after the duration of the hostilities was *carried* by the following vote:

Ayes: Supervisors Brown, Green, MacPhee, Mead, Roncovieri, Uhl—6.

Noes: Supervisors Gallagher, Meyer, Shannon—3.

Absent: Supervisors Colman, O'Gara—2.

NEW BUSINESS.

Adopted.

The following recommendations of Finance, Revenue and Taxation Committee were taken up:

Present: Supervisors MacPhee, Uhl.

Approval of Supplemental Recommendations, Public Welfare Department, for December, 1942.

(Series of 1939)

Resolution No. 3043, as follows:

Resolved, That the recommendations of the Public Welfare Department, containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Blind and Aid to Needy Children, for the month of December, 1942, including amounts and denials, are hereby approved and the Clerk of the Board of Supervisors is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 3044, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

*From Appropriation No. 60.969.00—
Taxes Refunded Fund.*

- | | |
|---|----------|
| 1. Phillip Mugele, per Lot 20, Block 2750, first and second installments, fiscal year 1941..... | \$ 35.38 |
| 2. Bank of America, per Lot 22, Block 5729, first and second installments, fiscal year 1941..... | 2.64 |
| 3. Josephine Crangle, per Lot 24, Block 6635, surplus paid at auction sale, 6-26-41..... | 359.68 |
| 4. Flodden W. Heron, per Receipt No. 28544—duplication of Receipt No. 24244, fiscal year 1941..... | 10.31 |
| 5. Elsie W. Epstein, per Lot 6, Block 1351—1942 personal property taxes erroneously attached to real estate | 5.38 |

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Refunds of Erroneous Payments of Taxes—Municipal Court Bail.

(Series of 1939)

Resolution No. 3045, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the persons indicated, being refunds of erroneous payments of taxes upon amounts on deposit as Municipal Court bail

as of March 3, 1941. Said taxes were computed at the personal property rate (\$4.29 per \$100), whereas under the City Attorney's opinion of March 26, 1941, the tax should have been computed at the rate applied to solvent credits (\$1.00 per \$1,000):

*Municipal Court Bail—
Appropriation No. 909.*

<i>To Be Refunded to</i>	<i>Amount</i>
Sam Ensler.....	\$ 7.28
Louis Imberti.....	4.20
J. Smutik.....	10.49

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

**Refund of Erroneous Payment of Personal Property Taxes—
Samuel Samter.
(Series of 1939)**

Resolution No. 3046, as follows:

Resolved, That the following amount be and is hereby authorized to be paid to Samuel Samter, being a refund of erroneous payments of personal property taxes for 1938, 1939, 1940, 1941 and 1942 upon money deposited in the County Clerk Special Fund by the claimant as a cash bond. Said taxes were computed at the county rate, whereas under the City Attorney's opinion of March 26, 1941, the tax should have been computed at the rate applied to solvent credits: i. e., 10 cents per \$100.

Taxes Refunded—Appropriation No. 260.969.00.

	<i>Refund</i>
Samuel Samter.....	\$36.98

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

**Confirming Sale of Portion of Lot 21, Assessor's Block 6706, to
Al M. Harley and Margaret A. Goelz.
(Series of 1939)**

Resolution No. 3047, as follows:

Whereas, pursuant to Ordinance No. 1668 (Series of 1939), the Director of Property advertised in the official newspaper that bids or offers would be received by him on November 10, 1942, for the sale of the northerly 28 feet of Lot 21, Assessor's Block 6706, situated in the City and County of San Francisco, State of California, and more particularly described as follows:

Beginning at a point on the southwesterly line of Bosworth Street, distant thereon 20.183 feet southeasterly from the southeast corner of Lot 33, Block "O" of the "Map of Second Addition to Glen Park Terrace," filed September 28, 1912, in Map Book "G," at pages 80 and 81, Official Records of the City and County of San Francisco, said point of beginning being also the southeasterly corner of that certain tract of land conveyed to William G. Harley et al. by deed recorded July 14,

1941, in Volume 3757, Official Records, at page 484; thence running southeasterly along said line of Bosworth Street 28.256 feet to a line parallel with and distant 28 feet at right angles southerly from the southerly line of aforesaid tract of land conveyed to William G. Harley et al.; thence deflecting 97° 43' to the right and running westerly along said parallel line 125.964 feet to the westerly line of said Block "O"; thence at right angles northerly along last named line 28 feet to aforesaid southerly Harley property line; thence at right angles easterly along last named line 122.170 feet to the point of beginning.

Being a portion of Lot 32 of above mentioned Block "O."

Whereas, in response to said advertisement, Al M. Harley and Margaret A. Goelz offered to purchase said land for the sum of \$500 cash, no higher bids having been made or received; and

Whereas, said sum of \$500 is more than 90 per cent of the preliminary appraisal of said property as made by the Director of Property, the amount of said appraisal being \$500; and

Whereas, Al M. Harley and Margaret A. Goelz have paid the Director of Property the sum of \$500 as a deposit in connection with this transaction; and

Whereas, the Department of Public Works has recommended the sale of said land; now, therefore, be it

Resolved, That said offer be and is hereby accepted; and be it

Further Resolved, That the Mayor and the Clerk of the Board of Supervisors, in behalf of the City and County of San Francisco, a municipal corporation, are hereby authorized and directed to execute a deed for the conveyance of said land to Al M. Harley and Margaret A. Goelz or their assignee. The Director of Property shall deliver said deed to the grantees.

Approved by the Director of Property.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Land Purchases—Silver Avenue Playground, Near Ledyard Street.

(Series of 1939)

Resolution No. 3048, as follows:

Resolved, In accordance with the recommendation of the Recreation Department, that the City and County of San Francisco, a municipal corporation, accept deeds to certain real property situated in San Francisco, California, from the following named parties, or the legal owners, required for playground purposes, and that the sums set forth below be paid for said property from Appropriation No. 213,600.03:

Carl Stange et al.—All of Lot 5 and portions of Lots 6 and 7, Assessor's Block 5396.....	\$17,000
Marshall T. Struthers et ux.—Portion of Lot 1-x, Assessor's Block 5396.....	4,520

It is understood that the grantors shall have the right to remove certain improvements from the premises and shall also have the right to use portions of said lands for a limited period of time in accordance with the provisions of their written offers on file in the office of the Director of Property.

The City Attorney shall examine and approve the title to said property.

Recommended by the Recreation Department.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Approval of Warrants—Islais Creek Reclamation District.

(Series of 1939)

Resolution No. 3049, as follows:

Be it Resolved, That the following warrants of Islais Creek Reclamation District:

No. 908 to The San Francisco News for.....	\$ 5.46
No. 909 to Thos. K. McCarthy, Treasurer, for.....	3.84
No. 910 to Wright, Wright & Larson for.....	400.24
No. 911 to M. H. Levy for.....	6.85
No. 912 to Coldwell, Banker & Company for.....	50.00

payable out of the funds of said district, be and the same are hereby approved; and that the President of the Board of Supervisors of the City and County of San Francisco, as Chairman of the Board of Supervisors thereof, and the Clerk of said Board be and they are hereby authorized and directed to sign and certify to the foregoing approval of said warrants on each of said warrants.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Simplification of Salary Ordinance, and Amendments Thereto.

(Series of 1939)

Resolution No. 3050, as follows:

Whereas, in connection with the preparation of salary ordinance amendments and publication thereof, it is advisable to reduce the cost of printing said amendments; now, therefore, be it

Resolved, That department heads be requested in preparing their budget estimates for personal service wherein the employments are listed, to list such employments under their jurisdiction separately for each office or subdivision thereof; and be it further

Resolved, That the Civil Service Commission be requested in submitting the Annual Salary Ordinance or amendments thereto, to number each of the offices and subdivisions of a department with a separate section number.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Passed for Second Reading.

Creating "Old Gold Trust Fund."

(Series of 1939)

Bill No. 1994, Ordinance No., as follows:

Creating a fund to be known as the "Old Gold Trust Fund," making appropriations therefor and prescribing the procedure for the operation thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby created an "Old Gold Trust Fund," to consist of the sum of \$1,898.43, now in 1939-40 General Fund Reserve, for the establishment of the "Old Gold Trust Fund" and all other moneys that may be received hereafter from the sale of old gold and jewelry representing unclaimed property of persons having died in the San Francisco Hospital or the Laguna Honda Home, and which property was disposed of in accordance with provisions of Section 2602 of the Welfare and Institutions Code of the State of California.

Section 2. This fund shall be used exclusively for such things as may be for the general welfare of inmates of the Laguna Honda Home and which are not provided for them by other appropriations.

Section 3. The procedure of administering the "Old Gold Trust Fund" shall conform to provisions of the Charter, the annual appropriation ordinances, and the Procurement Procedure prescribed jointly by the Purchaser of Supplies and the Controller. All expenditures from said fund shall be made upon the recommendation of the Superintendent of the Laguna Honda Home, subject to the approval of the Director of Public Health and the Chief Administrative Officer.

Recommended by the Director of Public Health.

Recommended by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Final Passage.

Charging Controller With Responsibility of Accounting, Reporting, Deducting and Transmitting Certain Federal and State Taxes; an Emergency Ordinance.

(Series of 1939)

Bill No. 1995, Ordinance No. 1883, as follows:

Charging the Controller with the duty and responsibility of accounting, reporting, deducting and transmitting certain federal and state taxes: an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. **Federal and State Taxes—Controller's Duties.** To comply with income tax, or other related tax provisions of the Government of the United States or the State of California, the Controller is hereby directed, and it shall be his duty, to render the required accounting and reporting in the manner and within the time limitations established by law.

Section 2. **Victory Tax.** To conform with specific requirements of the federal "Revenue Act of 1942" (Subchapter D, Part II), the Controller is hereby authorized and directed to withhold from salaries and wages such amounts as are therein prescribed for Victory Tax, and to remit such amounts to the Federal Government as therein provided. Such deductions for Victory Tax shall be computed according to the "Wage Bracket Withholding Tables" established by the Revenue Act.

Section 3. **Department's Duties.** All offices, boards and commissions of the City and County of San Francisco shall keep such records and render to the Controller such reports as said Controller may require to comply with the provisions of this ordinance. The failure of any officer to keep such records and to furnish said reports to the

Controller upon the demand of the latter shall be deemed dereliction of duty and said failure shall be reported by the Controller to the Mayor.

Section 4. Emergency. This ordinance is passed as an emergency ordinance, the nature of such emergency being as follows: To comply with the time limitation set by federal and state laws.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Passed for Second Reading.

Appropriating \$38,105 From Permanent Salaries, Police Department, to Credit of Equipment, Police Department, Purchase of Automobiles.

(Series of 1939)

Bill No. 1996, Ordinance No., as follows:

Appropriating the sum of \$38,105 from the surplus existing in Appropriation No. 209.110.00, Permanent Salaries, Police Department, to the credit of Appropriation No. 233.400.09, Equipment, Police Department, to provide funds for the purchase of 22 fully equipped police automobiles, replacing 22 worn out and unsafe police vehicles.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$38,105 is hereby appropriated from the surplus existing in Appropriation No. 209.110.00, Permanent Salaries, Police Department, to the credit of Appropriation No. 233.400.09, Equipment, Police Department, to provide funds for the purchase of 22 fully equipped police automobiles which will replace 22 worn out and unsafe police vehicles.

Recommended by the Chief of Police.

Approved by the Police Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Registering and Licensing Bicycles.

(Series of 1939)

Bill No. 1957, Ordinance No., as follows:

Amending Part III of the San Francisco Municipal Code by adding Article 6, pertaining to the registering and licensing of bicycles, by providing for a Table of Contents, license required—exception, application, issuance of license—fee, license tags—owner to affix on bicycle, registration cards, transfer of license, transfer fee—duplicate license fee, license period—penalty, no prorating or refunding of fees, and providing for frame serial numbers, dismantling, enforcement, rules and regulations to be adopted, violations—a misdemeanor—and effective date.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part III of the San Francisco Municipal Code is hereby amended by adding Article 6, to read as follows:

ARTICLE 6

BICYCLES

- Section 400. Definitions.
- Section 401. License required—Exception.
- Section 402. Application.
- Section 403. Issuance of license—Fee.
- Section 404. License tags—Owner to affix on bicycle.
- Section 405. Registration cards.
- Section 406. Transfer of license.
- Section 407. Transfer fee—Duplicate license fee.
- Section 408. License period—Penalty.
- Section 409. No prorating or refunding of fees.
- Section 410. Frame serial numbers—Unlawful act.
- Section 411. Dismantling.
- Section 412. Enforcement.
- Section 413. Rules and regulations to be adopted.
- Section 414. Violations, a misdemeanor.
- Section 415. Effective date.

Sec. 400. **Definitions.** As used in this Article, the following words and phrases shall have the meanings respectively ascribed to them:

(a) **Bicycle.** A vehicle having two (2) wheels set tandem, propelled by human power applied through pedals, and designed for seating and carrying one or more persons, the number being determined by the number of seats built onto the vehicle by the manufacturer thereof.

(b) **Person.** Any person, firm, corporation, company or association.

(c) **Owner.** That person, firm, corporation, company or association in whose name the title of the bicycle is vested.

(d) **Rental Agency.** Any person, firm, corporation, company or association engaged in the business of offering for rental or renting a bicycle for use by the public, either exclusively or in conjunction with some other business.

(e) **Operator.** That person who is actually engaged in the act of propelling, guiding or handling the bicycle at any given time.

Sec. 401. **License Required—Exception.** It shall be unlawful for any person or rental agency to operate or use or permit to be operated or used any bicycle on the streets and highways of the City and County of San Francisco without first obtaining from the Tax Collector a license therefor, and unless such bicycle is properly registered and tagged. Provided, however, that an owner of a bicycle having a valid license attached to same, which license was issued by a municipality other than the City and County of San Francisco, may use or operate such bicycle in the City and County of San Francisco during the period of time said license is valid without being required to obtain a license as provided for in this Article; and provided further, that this exception shall not apply to any bicycle owned or operated by a rental agency or by a resident of the City and County of San Francisco.

Sec. 402. **Application.** Application for a license shall be made to the Tax Collector in writing upon blanks provided by him, which shall be signed by the applicant and contain the name, date of birth, physical description, and address of the owner, together with a complete description of the bicycle. The application of a rental agency shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, and the number and make of the bicycles proposed to be rented, together with the frame numbers of such bicycles.

Sec. 403. Issuance of License—Fee. Upon receipt by the Tax Collector of the application hereinbefore provided and the payment of a license fee of Fifty (50c) Cents a year for each bicycle therein set forth, the Tax Collector shall issue the applicant a license tag with a sealing device and a registration card for each such bicycle, together with a receipt for the fee paid.

Sec. 404. License Tags—Owner to Affix on Bicycle. The license tag issued as a part of the license shall be of such design, color and material as the Tax Collector shall prescribe, and each tag shall clearly show the year for which issued, have stamped thereon the letters "SFBL," and shall be consecutively numbered. License tags for use by rental agencies shall, in addition to the above requirements, have the serial number thereon prefixed by the letter "R." It shall be unlawful for any owner or operator of a bicycle subject to the provisions of this Article to operate or use or permit to be operated or used any such bicycle on the streets or highways of the City and County of San Francisco without first affixing such license tag to said bicycle by means of the accompanying seal and securely fastening said license tag to either end of the frame of the bicycle in such a manner as to prevent the tag from swinging. Such license tag shall be maintained free from foreign materials and in a condition to be clearly legible.

Sec. 405. Registration Cards. Registration cards shall be of such design, color and material as the Tax Collector shall prescribe, shall be in quintuplicate, serially numbered, and shall contain the name, date of birth, physical description, and address of the owner, together with the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. Registration cards issued rental agencies shall be serially numbered, and shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. The owner or operator of a bicycle on the streets or highways of the City and County of San Francisco shall keep available the registration card for such bicycle and shall produce such card for inspection whenever it may be demanded by a police officer or a deputy license collector. The Tax Collector shall forward to the Chief of Police the duplicate and triplicate copies of each registration card within twenty-four (24) hours after issuing same; the quadruplicate copy shall be retained by the Tax Collector for his records; and the quintuplicate copy shall be mailed by the Tax Collector to the licensee within thirty (30) days prior to the expiration date of the license as a notice for renewal.

Sec. 406. Transfer of License. It shall be the duty of every person who sells or transfers ownership of a licensed bicycle to report such sale or transfer within ten (10) days thereafter by returning to the Tax Collector the registration card issued to such person as licensee thereof, together with the name and address of the person to whom said bicycle was sold or transferred. It shall be the duty of the purchaser or transferee of such bicycle to apply to the Tax Collector for a transfer of registration therefor within ten (10) days after said sale or transfer.

Sec. 407. Transfer Fee—Duplicate License Fee. For each transfer of ownership of a licensed bicycle or for the issuing of a duplicate license tag or registration card for a lost or destroyed tag or card, the Tax Collector shall collect a fee of Fifty (50c) Cents.

Sec. 408. License Period—Penalty. All bicycle licenses, including tags and registration cards, issued under the provisions of this Article shall date from the first day of January of each year and shall be issued for one (1) year from the aforesaid date. Before

issuing a license, the Tax Collector shall collect from the owner thereof, if he has failed to obtain such license in the month of January, or in case of failure to obtain a transfer of registration within the time specified, a penalty of Twenty-five (25c) Cents per month or fraction thereof that such owner is delinquent in the payment of the fee; provided, that where the Tax Collector has good and sufficient evidence that the applicant has not used the bicycle prior to the date when application is made, no penalty shall be imposed in such instances; and further, provided, that the monetary penalty for non-payment of the license fee shall not be collected by the Tax Collector for the first six (6) months of the calendar year 1943.

Sec. 409. No Prorating or Refunding of Fees. Fees paid under the provisions of this Article shall not be prorated or refunded.

Sec. 410. Frame Serial Numbers—Unlawful Act. Every licensed bicycle shall have a manufacturer's serial number stamped on its frame or, if such serial number is not on said frame or has been destroyed, mutilated or obliterated, or if such serial number is illegible or insufficient for identification purposes, the owner of said bicycle shall have stamped on its frame a number for identification purposes. It shall be unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame.

Sec. 411. Dismantling. Within ten (10) days after any bicycle licensed hereunder shall have been dismantled and taken out of operation, such information shall be reported to the Tax Collector by the owner of such bicycle.

Sec. 412. Enforcement. The Chief of Police shall enforce the provisions of this Article and may suspend or revoke any license issued thereunder for any violation thereof, or of any of the ordinances of the City and County of San Francisco or provisions of the San Francisco Municipal Code relating to street traffic insofar as the same are applicable, and may impound any unlicensed or improperly licensed bicycle. Any bicycle that has been so impounded and not redeemed within thirty (30) days from the date of impounding may be stored by the Chief of Police and any storage charges therefor shall be a lien and charge against said bicycle and shall be paid before such bicycle is released to the person entitled thereto. The action of the Chief of Police as to any of the matters herein referred to shall be conclusive and final. No license shall be issued to or for any person who has had a license revoked until the expiration of one (1) year from the date of revocation. The revocation or suspension of a license or the impounding of a bicycle may be in addition to other penalties provided hereunder.

Sec. 413. Rules and Regulations to Be Adopted. The Chief of Police and the Tax Collector are authorized to adopt, promulgate and enforce such rules and regulations regarding bicycles as will enable the Chief of Police and the Tax Collector to enforce and carry out the meaning and intent of this Article.

Sec. 414. Violations, a Misdemeanor. It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this Article. Any person violating any of the provisions or failing to comply with any of the mandatory requirements of this Article shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided for in this Code.

Sec. 415. Effective Date. The effective date of this Article is hereby made the first day of February, 1943.

November 30, 1942—Re-referred to Finance Committee.

December 4, 1942—Recommended to Board as amended.

Privilege of the Floor.

Mr. J. A. Shinn, representing several bicycle dealers' associations, objected to the passage of the foregoing legislation. Mr. Shinn stated, also, that two of the leading bicycle riders' associations in San Francisco were opposed to passage of any such ordinance unless certain things can be done for bicycle riders. If possible, the matter should be postponed for about thirty days in order to give those people an opportunity to voice their protests.

Supervisor Uhl opposed any postponement. The legislation should be passed. If it is found advisable, amendments can be made later.

Mr. Shinn, in answer to questions by Supervisor Shannon, expressed specific objections as follows: the ordinance places additional tax on dealers who rent bicycles; present laws, if enforced, are adequate; will impose additional duties and expenses on dealers; will not materially aid in the recovery of stolen bicycles.

Deputy Chief of Police, Michael J. Riordan, after answering objections by Mr. Shinn, stated that the Police Department believes the ordinance is a good one. It has worked well in other cities.

Supervisor Uhl moved that the bill be amended to provide for an effective date of February 1, 1943. Motion seconded by Supervisor Mead. Bill, as presented, provided for no specific effective date.

No objection, and amendment approved.

Supervisor MacPhee announced that he would vote for the ordinance. However, he would ask that the dealers meet with the Finance Committee on Thursday, December 10, 1942, and suggest what amendments they would like to see added to the ordinance.

However, on statement by Mr. Shinn that he believed it would take at least two weeks to get together those who were opposing the ordinance or who would desire to have the ordinance amended, Supervisor MacPhee then invited Mr. Shinn and his group to be present at the Finance Committee on December 17, or at a later date, if they needed more time.

Thereupon, the roll was called and the foregoing bill, as amended, was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor Colman—1.

Final Passage.

Amending Salary Ordinance as to Section 63 Thereof, Coroner, by Changing Salary of General Clerk-Typist From \$155 Per Month to \$175 Per Month; an Emergency Ordinance.

(Series of 1939)

Bill No. 1999, Ordinance No. 1889, as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 63, CORONER, by changing the salary under item 3, 1 B512 General Clerk-Typist, from \$155 per month to \$175 per month to provide for the present salary of the occupant of the position. An emergency ordinance effective September 29, 1942.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 63, is hereby amended to read as follows:

Section 63. CORONER

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B228	Senior Clerk	\$ 180
1.1	1	B420	Phonographic Reporter	275
2	1	B512	General Clerk-Typist	175
2.1	1	B512	General Clerk-Typist	170.50
3	1	B512	General Clerk-Typist	175
4	1	I 106	Morgue Attendant	120
4.1	1	I 106	Morgue Attendant (part time)	60
5	1	L52	Bacteriological Laboratory Technician	150
6	1	L52	Bacteriological Laboratory Technician	125
7	1	L62	Pathologist (part time)	150
8	1	L102	Food Chemist Assistant	135
9	1	L110	Toxicologist (part time)	175
10	1	L502	Autopsy Surgeon	325
11	1	L502	Autopsy Surgeon	125
12	1	N4	Coroner's Investigator	223
12.1	2	N4	Coroner's Investigator	215
13	1	N8	Coroner's Chief Investigator	288
14	1	N10	Coroner	500
15	1	O8	Morgue Ambulance Driver	200
16	1	O8	Morgue Ambulance Driver	190
17	1	O8	Morgue Ambulance Driver	182
18	1	O8	Morgue Ambulance Driver	175

Section 2. This ordinance is passed as an emergency measure, effective September 29, 1942, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Coroner's Office, by establishing the proper rate of pay for a permanent employee.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Passed for Second Reading.

Reappropriation of \$685.75, Department of Public Health, as to Kitchen Helpers and Cook's Assistants, San Francisco Hospital.

(Series of 1939)

Bill No. 2000, Ordinance No., as follows:

Reappropriating the sum of \$685.75 in Department of Public Health Appropriations, creating the position of one I 2 Kitchen Helper at \$118 per month, less maintenance, at San Francisco Hospital, and eliminating one I 10 Cook's Assistant at \$137 per month, less maintenance, at San Francisco Hospital, for the period December 16, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$685.75 is hereby reappropriated and set aside out of the surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.03-2 to provide compensation for the position of one I 2 Kitchen Helper at \$118 per month, less maintenance, at

San Francisco Hospital, for the period December 16, 1942, to June 30, 1943.

Section 2. The position of one I 2 Kitchen Helper at \$118 per month, less maintenance, is hereby created at San Francisco Hospital, and the position of one I 10 Cook's Assistant at \$137 per month, less maintenance, is hereby eliminated at San Francisco Hospital.

Recommended by the Director of Public Health.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Final Passage.

Amending Section 58 of Salary Ordinance, Department of Public Health, San Francisco Hospital, as to Cook's Assistant and Kitchen Helpers; an Emergency Ordinance.

(Series of 1939)

Bill No. 2001, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 58, DEPARTMENT OF PUBLIC HEALTH—SAN FRANCISCO HOSPITAL, by decreasing the number of positions under item 17.2 from 9 to 8 I 10 Cook's Assistant at \$137 per month, and increasing the number of positions under item 16.1 from 76 to 77 I 2 Kitchen Helper at \$118 per month. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 58, is hereby amended to read as follows:

Section 58. DEPARTMENT OF PUBLIC HEALTH— SAN FRANCISCO HOSPITAL

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	3	B210	Office Assistant	\$ 106
1.1	1	B222	General Clerk	175
2	1	B222	General Clerk	172
3	2	B222	General Clerk	168
3.1	5	B222	General Clerk	162
3.2	1	B222	General Clerk	155
3.3	6	B222	General Clerk (part time)	79.50
4	1	B234	Head Clerk	285
5	1	B239	Statistician	188
6	1	B239	Statistician	175
6.1	1	B331	Photographer, Department of Public Health (part time).....	79.50
7	1	B408	General Clerk-Stenographer	155
8	8	B408	General Clerk-Stenographer	168
9	4	B408	General Clerk-Stenographer (part time)....	79.50

10	1	B412	Senior Clerk-Stenographer	200
11	3	B454	Telephone Operator	157
11.1	2	B454	Telephone Operator	167
12	4	B512	General Clerk-Typist (part time)	79.50
12.1	1	B512	General Clerk-Typist	155
12.2	2	B512	General Clerk-Typist	162
13	1	B512	General Clerk-Typist	175
15	2	C152	Watchman	152
15.1	3	C152	Watchman	145
16	2	E108	Electrician, \$13.60 per day	
16.1	77	I 2	Kitchen Helper	118
17	1	I 6	Pastry Cook	222
17.2	8	I 10	Cook's Assistant	137
18	7	I 12	Cook	183
18.1	1	I 14	Junior Chef	203
19	1	I 16	Chef	261
20	8	I 54	Waitress	131
21	4	I 56	Waiter	131
21.1			Inmate Help (not over \$50)	
22	92	I 116	Orderly	127
22.1	13	I 116	Orderly	123
22.2	16	I 116	Orderly	117
22.3	29	I 116	Orderly	110
23	1	I 120	Senior Orderly	145
23.1	1	I 120	Senior Orderly	135
24	2	I 122	House Mother	142
26	13	I 152	Flatwork Ironer	106
27	11	I 154	Laundress	106
27.1	1	I 167	Tumblerman	106
28	1	I 156	Starcher	130
29	1	I 158	Sorter	130
30	1	I 164	Marker and Distributor	130
31	1	I 166	Wringerman	136.33
32	2	I 170	Washer	135
33	1	I 172	Head Washer	155
34	1	I 178	Superintendent of Laundry	234.50
34.1	89	I 204	Porter	123
34.2	2	I 204	Porter	117
34.3	25	I 204	Porter	110
35	1	I 206	Porter Sub-Foreman	140
36	1	I 208	Porter Foreman	155
37	1	I 210	Head Porter	192
37.1	1	I 254	Seamstress	135
38	4	I 254	Seamstress	132
38.1	1	I 254	Seamstress	128
39	1	I 256	Head Seamstress	153

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Department of Public Health—San Francisco Hospital, by establishing the correct classification for this position.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Passed for Second Reading.

Reappropriating \$650 From Department of Public Health Appropriations Salaries for Physician, San Francisco Hospital, Period December 16, 1942, to June 30, 1943.

(Series of 1939)

Bill No. 2002, Ordinance No., as follows:

Reappropriating \$650 in Department of Public Health Appropriations to provide compensation for one L360 Physician, part time, at \$135 per month, less maintenance, at San Francisco Hospital, and eliminating one L360 Physician at \$175 per month, less maintenance, for the period December 16, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$650 is hereby reappropriated and set aside out of the existing surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to provide funds to compensate one L360 Physician, part time, at \$135 per month, less maintenance, at San Francisco Hospital, for the period December 16, 1942, to June 30, 1943.

Section 2. The position of one L360 Physician, part time, at \$135 per month, less maintenance, is hereby created at San Francisco Hospital and the position of one L360 Physician at \$175 per month, less maintenance, is hereby eliminated at San Francisco Hospital.

Recommended by the Director of Public Health.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Amending Section 56 of Salary Ordinance, Department of Public Health—Laguna Honda Home, as to Porters and Orderlies.

(Series of 1939)

Bill No. 2003, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 56, DEPARTMENT OF PUBLIC HEALTH—LAGUNA HONDA HOME, by decreasing the number of positions under item 26.3 from two to one I 204 Porter at \$110 per month, and by increasing the number of positions under item 18 from 32 to 33 I 116 Orderly at \$110 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 56, is hereby amended to read as follows:

**Section 56. DEPARTMENT OF PUBLIC HEALTH—
LAGUNA HONDA HOME**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B222	General Clerk	\$ 162
1.1	1	B222	General Clerk	168
2	1	B408	General Clerk-Stenographer	190
3	1	B454	Telephone Operator	157
3.1	12	I 2	Kitchen Helper	118
4	1	I 8	Head Baker	222
4.1	3	I 10	Cook's Assistant	137
5	4	I 12	Cook	183
6	1	I 12	Cook (part time)	75

8	1	I 16	Chef	261
9	1	I 22	Butcher	225
10	1	I 24	Senior Butcher	240
11		I 26	Hog Killer, \$9 per day (as needed).....	
12	3	I 54	Waitress	131
13	1	I 58	Dining Room Steward	183
14			Inmate Help, not over	50
15	46	I 116	Orderly	127
16	6	I 116	Orderly	123
17	5	I 116	Orderly	117
18	33	I 116	Orderly	110
18.1	1	I 120	Senior Orderly	147
19	6	I 120	Senior Orderly	145
20	3	I 120	Senior Orderly	135
21	1	I 112.1	Steward	235
22	1	I 112.2	Stewardess	235
23	2	I 154	Laundress	106
24	1	I 164	Marker and Distributor	130
24.1	1	I 166	Wringerman	136
25	1	I 170	Washer	135
26	1	I 174	Superintendent of Laundry	195
26.1	22	I 204	Porter	123
26.2	3	I 204	Porter	117
26.3	1	I 204	Porter	110
27	1	I 254	Seamstress	132
28	1	I 256	Head Seamstress	150
29	1	I 302	Instructor, Basketry	140
30	1	I 304	Instructor, Weaving	140
31	1	L8	Assistant to Superintendent	275
32	1	L10	Superintendent (9 months only)	733.33
33	1	L54	Assistant Bacteriologist	157
34	1	L202	Dietitian	167
35	1	L306	Senior Pharmacist	258
36	6		Interne	45
36.1	2	L360	Physician	110
37	1	L360	Physician	185
39	1	L360	Physician	235
40	1	L452	X-ray Technician	160
41	1	O1	Chauffeur, \$9.15 per day	
42	1	O52	Farmer	148
43	1	O54	Foreman, Building and Grounds	220
44	1	O58	Gardener	150
45	1	O60	Head Gardener	185
46	3	O168	Engineer of Stationary Steam Engines.....	258
47	17	P102	Registered Nurse	154.50
48	1	P102	Registered Nurse	150.50
49	2	P102	Registered Nurse	150
50	4	P102	Registered Nurse	142
51	11	P102	Registered Nurse	135
52	2	P104	Head Nurse	164.50
53	2	P104	Head Nurse	145
54	1	P118	Superintendent of Nurses	235
55	1	P208	Operating Room Nurse	168

INTERDEPARTMENTAL

56	3	I 204	Porter	\$ 123
57	1	I 204	Porter	117

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Adopted.**Authorizing Release of Lien Filed re Indigent Aid—George and Esther Meilleur.**

(Series of 1939)

Resolution No. 3051, as follows:

Whereas, an instrument executed by George and Esther Meilleur, indigent persons receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created a lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, said indigent persons on payment of the debt secured by said lien are entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by any such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County be, and he is hereby authorized to execute and deliver a release of any such lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Subordination of Lien on Property of Mary Henderson King.

(Series of 1939)

Resolution No. 3052, as follows:

Whereas, an instrument executed by City and County of San Francisco was recorded in the office of the Recorder of the City and County of San Francisco, State of California, on May 29, 1942, in Book 3875 of Official Records at page 425, which said instrument created a lien in favor of the City and County of San Francisco on the following real property situate in the City and County, State of California, belonging to Mary Henderson King, and described as:

Commencing at a point on the southerly line of Ellis Street distant thereon 92 feet 6 inches westerly from the westerly line of Scott Street; running thence westerly and along said line of Ellis Street 25 feet; thence at a right angle southerly 137 feet 6 inches; thence at a right angle easterly 25 feet; thence at a right angle northerly 137 feet 6 inches to the point of commencement. Being part of Western Addition Block No. 453.

and

Whereas, said lien is subject and subordinate to the lien or charge upon said land of a mortgage given to secure the payment of \$3,500, and other obligations; and

Whereas, it is necessary at this time for the obligations secured by said mortgage to be renewed in order to avoid foreclosure; and

Whereas, said obligations cannot be renewed unless the lien created by the instrument recorded as aforesaid is subordinated to the lien or charge upon said land of the deed of trust to be given as security for such renewal; and

Whereas, such subordination is necessary for the protection and preservation of said lien in favor of the City and County of San Francisco; now, therefore, be it

Resolved, That David A. Barry, Clerk of the Board of Supervisors of said City and County of San Francisco, be and he is hereby instructed to execute such instrument as may be required to effect such subordination.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

**Exempting from Residential Requirements of the Charter, Class
V40, Superintendent of Agriculture.**

(Series of 1939)

Resolution No. 3053, as follows:

Resolved, That pursuant to the provisions of Section 7 of the Charter, and on recommendation of the Civil Service Commission, the position of Superintendent of Agriculture, Public Utilities Commission, is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

Discussion.

Supervisor MacPhee reported on the Finance Committee's consideration of the foregoing resolution.

Supervisor Shannon, in discussing the resolution, stated that some two or three years ago a resident of San Francisco took the examination, passed No. 1, but was disqualified because, although a resident of San Francisco he was a registered voter in another county, having registered during the previous year in a county in the vicinity of Sacramento. This man is now, not only a resident of San Francisco, but he is a registered voter in San Francisco. He is qualified to perform the duties of the classification, and is anxious to obtain the position. For that reason he, Supervisor Shannon, could see no reason for exemption of the charter residential qualifications and throwing the examination open to competitors from other counties.

Mrs. Dolen explained the situation, pointing out that she agreed with what Supervisor Shannon had stated, but that the charter requires competitive examinations and the Civil Service Commission could not, therefore, hold an examination for only one applicant. For that reason, and in order to provide competition, the residential qualifications of the charter must be exempt.

Thereupon, the roll was called and the foregoing resolution was *Adopted* by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Meyer, Roncivieri, Uhl—7.

Noes: Supervisors Mead, Shannon—2.

Absent: Supervisors Colman, O'Gara—2.

Re-reference to Committee.

The following, from Finance Committee, without recommendation, was taken up:

Present: Supervisors MacPhee, Uhl.

Appropriating \$2,800 From Unappropriated Reserve for Civilian Defense and Creating Position of Assistant Director of Civilian Defense at \$400 Per Month, and Providing Funds for Period December 1, 1942, to June 30, 1943, for such position; an Emergency Ordinance.

(Series of 1939)

Bill No. 1997, Ordinance No., as follows:

Appropriating the sum of \$2,800 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1, creating the position of one B90.2 Assistant Director of Civilian Defense at \$400 per month, and providing funds for the compensation therefor for the period December 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,800 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1 to provide funds for the compensation of one B90.2 Assistant Director of Civilian Defense at \$400 per month for the period December 1, 1942, to June 30, 1943.

Section 2. The position of one B90.2 Assistant Director of Civilian Defense at \$400 per month is hereby created.

Section 3. This ordinance is passed as an emergency measure, the nature of such emergency being set forth in Ordinance No. 1830 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Recommended and approved by the Mayor, and President of San Francisco Civilian War Council.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

On motion by Supervisor MacPhee, the foregoing bill was *re-referred* to Finance Committee.

Re-referred to Committee.

The following recommendation of Finance Committee as to Item No. 6, Secretary, Civilian Protection Planning Committee, Civilian War Council; without recommendation as to Item 2.1, Additional Assistant Director of Civilian Defense, was taken up:

Amending Salary Ordinance, as to San Francisco Civilian Defense Council by Adding Assistant Director of Civilian Defense; by Eliminating Secretary, Advisory Board; and by Establishing Secretary, Civilian Protection Planning Committee; an Emergency Ordinance.

(Series of 1939)

Bill No. 1998, Ordinance No., as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 4 (, SAN FRANCISCO CIVILIAN DEFENSE COUNCIL, by increasing the number of positions under item 2.1 from one to two B90.2 Assistant Director of Civilian Defense at \$400 per month; by eliminating item 6 1 B419.2 Secretary, Advisory Board at \$250 per month, and establishing in lieu thereof item 6 1 B419.3 Secretary, Civilian Protection Planning Committee, Civilian War Council, at \$250 per month, and by correcting the title of the section to read "SAN FRANCISCO CIVILIAN WAR COUNCIL." An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 4a, is hereby amended to read as follows:

Section 4a. SAN FRANCISCO CIVILIAN WAR COUNCIL

The following positions are not established as continuing positions but "as needed" when services are required and funds are provided.

● In front of Class-Title denotes cancellation.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B52	Assistant Supervisor, Public Information and Instruction Service.....	\$ 300
1.1	1	B54	Publicity Director (part time).....	100
2	1	B90.1	Director of Civilian Defense.....	600
2.1	1	B90.2	● Assistant Director of Civilian Defense..	400
2.1	2	B90.2	Assistant Director of Civilian Defense....	400

2.2	1	B90.3	Coordinator, Price and Rationing Program	500
3	1	B210	Office Assistant	106
3.1	1	B222	General Clerk (part time).....	75
4	1	B310a	Tabulating Alphabetic Key Punch Operator	155
5	13	B408	General Clerk-Stenographer	155
6	1	B419.2	Secretary, Advisory Board	250
6	1	B419.3	Secretary, Civilian Protection Planning Committee, Civilian War Council.....	250
7	1	B454	Telephone Operator	150
8	24	B512	General Clerk-Typist	155
9	1	G300	Supervisor, Volunteer Registration.....	225

Section 2. This ordinance is passed as an emergency measure, effective immediately, the nature of such emergency being set forth in Ordinance No. 1830 (Series of 1939), and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Civilian War Council.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

On motion by Supervisor MacPhee, the foregoing bill was *re-referred to Finance Committee*.

Passed for Second Reading.

The following recommendation of Education, Parks and Recreation Committee was taken up:

Present: Supervisors Roncovieri, MacPhee.

Night Driving in Golden Gate Park Forbidden Except Over Specified Routes.

(Series of 1939)

Bill No. 1989, Ordinance No., as follows:

An ordinance making it unlawful to drive any motor vehicle in Golden Gate Park during the existence of any dim out regulation except on certain excepted routes; and providing for the issuance of citations by police officers and auxiliary policemen for the violation hereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During the present war between the United States of America and any foreign power, and during the existence of any "dim out" ordinance, statute or proclamation, it shall be **unlawful for any** person to drive or operate any motor vehicle **within the confines of** Golden Gate Park during the night time except as follows:

(a) Passenger buses may be driven within said park at said time on any regular established bus route;

(b) Motor vehicles may be driven across said park at said time on the following described routes and no other:

- (1) Masonic Avenue between Oak and Fell Streets;
- (2) Stanyan Street between Oak and Fell Streets;
- (3) The Park Presidio By-Pass Drive between Fourteenth Avenue and Fulton Street, and Nineteenth Avenue and Lincoln Way;
- (4) The Twenty-fifth Avenue Extension Cross Over Drive between Twenty-fifth Avenue and Fulton Street, and Nineteenth Avenue and Lincoln Way.

Section 2. A member of the San Francisco Auxiliary Police Force may arrest any person for the violation of any part of this ordinance, and in lieu of such arrest he, or any peace officer, may, but need not,

prepare in duplicate upon such form as the Chief of Police shall prescribe a written citation directing said person to appear in court and containing the name and address of such person, the offense charged, and the time and place of court appearance. The time specified in said citation to appear shall be within five (5) days after the date of issuance and the place shall be before a Municipal Court Judge of the City and County of San Francisco.

Said member of the San Francisco Auxiliary Police Force, or peace officer, shall deliver one (1) copy of said citation to the accused and said person in order to secure his release, must give his written promise to appear in court at the stipulated time and place by signing the duplicate citation which shall be retained by the said member of the San Francisco Auxiliary Police Force, or peace officer. Thereupon the accused person shall forthwith be released.

A complaint charging violation of this ordinance shall be filed as soon as practicable before the magistrate, but no warrant shall issue on said charge for the arrest of a person who has given such written promise to appear unless and until he has violated such promise to appear at the time specified in said citation, or if there is reasonable cause to believe that he will not so appear.

Any person wilfully violating his written promise to appear in court is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally cited.

Section 3. Any person who violates any portion of this ordinance shall be guilty of a misdemeanor and upon conviction therefor shall be punished by a term in the county jail not to exceed six (6) months or a fine not to exceed Five Hundred Dollars (\$500) or by both such fine and imprisonment.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Passed for Second Reading.

The following recommendation of Police Committee was taken up:

Present: Supervisors Gallagher, Uhl.

Amending Article 8, Chapter VIII, Part II, of the Municipal Code by Repealing Sections 543, 544, 545 and 546 Thereof, Relating to Minors Loitering in Public Places During Certain Hours, and Adding New Section Thereto to Be Known as Section 539, Prohibiting for the Duration of the War and Six (6) Months Thereafter, Minors Under 18 Years to Be in Any Public Place During Certain Hours, Making It Unlawful for Any Person to Aid Minors in Violating This Regulation and Setting Forth a Procedure for the Enforcement Thereof.

(Series of 1939)

Bill No. 2004, Ordinance No., as follows:

Amending Article 8, Chapter VIII, Part II, of the Municipal Code by repealing Sections 543, 544, 545 and 546 thereof, relating to minors loitering in public places during certain hours, and adding new section thereto to be known as Section 539, prohibiting for the duration of the war said six (6) months thereafter, minors under 18 years to be in any public place during certain hours, making it unlawful for any person to aid minors in violating this regulation and setting forth a procedure for the enforcement thereof.

Be it ordained by the People of the City and County of **San Francisco**, as follows:

Section 1. Sections 543, 544, 545 and 546 of Article 8, Chapter VIII, Part II, of the Municipal Code are hereby repealed.

Section 2. Article 8, Chapter VIII, Part II, of the Municipal Code is hereby amended by adding thereto Section 539 to read as follows:

Sec. 539.

(a) For the duration of the war and six (6) months thereafter, it shall be unlawful for any minor under the age of 18 years to be in or on any public street, park, square, or any public place between the hours of 12 o'clock midnight and daylight immediately following, except where the said minor is accompanied by a parent or legal guardian having the care and custody of said minors, or where the presence of said minor in said place or places is connected with and required by some legitimate business, trade, profession, or occupation, in which said minor is engaged.

(b) Any person assisting, aiding, abetting, or encouraging any minor under the age of 18 years to violate the provisions of subdivision (a) hereof shall be guilty of a misdemeanor, and when any minor is found violating the provisions of said subdivision (a) a presumption shall arise that the parent or legal guardian having the care and custody of the said minor assisted, aided, abetted and encouraged such minor in so violating said subdivision (a).

(c) Whenever any minor is arrested for the violation of subdivision (a) of this section, said minor so arrested shall be taken forthwith to the Juvenile Detention Home, and the arresting officer shall immediately advise those in charge of said Detention Home, when said minor is received at said home, the reason for the arrest of said minor. It shall be the duty of those in charge of said Detention Home to immediately make every effort to locate the parents or guardian of said minor and advise said parents or guardian that said minor has been arrested and is detained in said Detention Home, as well as the reason for said arrest and detention. The arresting officer shall forward to the Juvenile Probation Officer, at said Detention Home, a copy of the arrest report, setting forth the circumstances of the arrest of said minor. Should the parents or guardian of any said minor arrested for the violation of subdivision (a) of this section, appear at the Juvenile Detention Home, the Juvenile Probation Officer may, in the exercise of his discretion, release any minor so arrested to his or her parent or guardian, upon such terms and conditions as the Probation Officer deems proper.

It shall be the duty of the said Juvenile Probation Officer to cause to be issued and served upon the parent or guardian of any minor arrested pursuant to the provisions of this section, a notice, requiring said parent or guardian to appear before the Juvenile Court at a time and place to be specified in said notice, not less than five days after the service of said notice, to show cause why said parent or guardian should not be charged with a violation of Section 702 of the Welfare and Institutions Code. Any person failing or neglecting to respond to any notice issued and served pursuant to the provisions of this section shall be guilty of a misdemeanor, regardless of the disposition of the charge on which he may have been cited to appear, and shall be punished accordingly.

Any notice to be served on the parent or guardian, pursuant to the provisions of this Section, may be served personally on said person, or the same may be deposited in the United States Post Office at San Francisco, addressed to said parent or guardian at the place of residence, and with the proper amount of postage prepaid thereon, or the same may be left at the place of residence of said parent or guardian. If said notice is delivered personally to said parent or guardian the service thereof shall be deemed complete upon the delivery thereof, but if

the said notice is served by mail or left at the place of residence of said parent or guardian, said service shall be complete at the expiration of five days after the date of mailing the same or leaving the same at the place of residence of said parent or guardian.

(d) It shall be the duty of the District Attorney to prosecute any person failing to respond to any notice issued pursuant to the foregoing section.

Approved as to form by the City Attorney.

Discussion.

Supervisor Uhl, seconded by Supervisor Mead, moved that the foregoing bill, which, as presented had no period of time stated within which the legislation should remain in force, be amended to provide that the legislation should be in force until six months after the duration of the present war.

No objection, and amendment approved.

Mr. O'Day, in answer to questioning by Supervisor MacPhee that after careful consideration, it had been decided to make the age of minors affected under eighteen rather than providing for two different age groups and two different hours within which minors are permitted to be in any public places. It is not anticipated that there will be any more arrests under the proposed legislation than there has been heretofore.

Supervisor Green suggested that the age of minors to be affected by the proposed legislation be 21 years instead of 18 years.

Supervisor Uhl moved that the foregoing bill be amended by adding thereto a section declaring an emergency, and that it be Finally Passed as an emergency measure. Motion seconded by Supervisor Green.

No objection and so ordered.

Thereupon, the roll was called and the foregoing bill was *Finally Passed* by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

NOTE: Subsequently, after the conclusion of the meeting, the City Attorney advised that the foregoing bill could not be passed as an emergency measure and that the foregoing bill must be considered as having been Passed for Second Reading.

Adopted.

The following recommendations of Streets and Highways Committee were taken up:

Present: Supervisors Meyer, Gallagher.

**Closing Certain Streets for the Duration of the Present War
Emergency to the End That the Same May Be Occupied and
Fenced in by the Government of the United States for Military
Purposes.**

(Series of 1939)

Resolution No. 3054, as follows:

Resolved, That pursuant to the recommendation of the Director of Public Works, the following streets in the City and County of San Francisco, to-wit:

Indiana Street, Minnesota Street, and Tennessee Street from a line 125 feet north of Army Street northerly to a line 150 feet south of Twenty-fifth Street and Twenty-sixth Street from Third Street westerly to Iowa Street, together with the several crossings and intersections of

the above-mentioned streets, are hereby closed to traffic for the duration of the present war between the United States and Germany, Italy, and Japan, and permission is hereby granted to the United States government to occupy said streets so closed for military or naval purposes during the existence of this permit, upon condition that at the expiration of this permit, the department of the government of the United States occupying said streets shall remove all buildings and obstructions placed thereon by said department of the United States.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Passed for Second Reading.

Regulating Width of Sidewalks on Quint Street.

(Series of 1939)

Bill No. 1990, Ordinance No., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred Seventy-four (1274).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office November 23, 1942, by adding thereto a new section to be numbered Twelve Hundred Seventy-four (1274) to read as follows:

Section 1274. The width of sidewalks on Quint Street, the northwesterly side of, between Quesada and Revere Avenues, shall be 8 feet.

The width of sidewalks on Quint Street, the southeasterly side of, between Quesada and Revere Avenues, shall be 22 feet.

The width of sidewalks on Quint Street, the southeasterly side of, between Revere and Maddux Avenues, shall be 8 feet.

The width of sidewalks on Quint Street, the northwesterly side of, between Revere and Thomas Avenues, shall be 12 feet.

The width of sidewalks on Quint Street, the southeasterly line of, between Maddux and Thomas Avenues, shall be 12 feet.

The width of sidewalks on Quint Street, between Topeka and Scotia Avenues, shall be 10 feet.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Regulating Width of Sidewalks on Revere Avenue.

(Series of 1939)

Bill No. 1991, Ordinance No., as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Five Hundred and Sixty-five (565) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office November 23, 1942, by amending Section Five Hundred Sixty-five (565) thereof to read as follows:

Section 565. The width of sidewalks on Revere Avenue between Industrial Street and Selby Street shall be 15 feet.

The width of sidewalks on Revere Avenue between Selby Street and Silver Avenue shall be 22' 6".

The width of sidewalks on Revere Avenue between Silver Avenue and Quint Street shall be 10 feet.

The width of sidewalks on Revere Avenue between Quint Street and a line parallel with and 125 feet southeasterly therefrom shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Revere Avenue between Quint Street and a line parallel with and 125 feet southeasterly therefrom."

The width of sidewalks on Revere Avenue between Newhall Street and Third Street shall be as shown on that certain map entitled, "Map of Revere Avenue between Newhall Street and Third Street showing the location of street and curb lines and the width of sidewalks."

The width of sidewalks on Revere Avenue between Third Street and Water Front Street shall be 15 feet.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

**Regulating Width of Sidewalks on Melrose Avenue, Stillings Street,
and Detroit Street.**

(Series of 1939)

Bill No. 1992, Ordinance No., as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Four Hundred Seventy-two (472) thereof and by adding thereto new sections to be numbered 1275 and 1276.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office November 23, 1942, by amending Section Four Hundred Seventy-two (472) and by adding thereto new sections to be numbered 1275 and 1276 thereof to read as follows:

Section 472. The width of sidewalks on Melrose Avenue between Mangels Avenue and Genesee Street shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Melrose Avenue between Genesee Street and Mangels Avenue and on Mangels Avenue between Ridge-wood Avenue easterly line and Melrose Avenue."

The width of sidewalks on Melrose Avenue between Genesee Street, Teresita Boulevard and Edna Street shall be 22' 6".

The width of sidewalks on Melrose Avenue between Teresita Boulevard and Congo Street shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard and on Detroit Street between Melrose Avenue and Stillings Street."

Section 1275. *The width of sidewalks on Stillings Street between Congo Street and Teresita Boulevard shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard and on Detroit Street between Melrose Avenue and Stillings Street."*

Section 1276. *The width of sidewalks on Detroit Street between Melrose Avenue and Stillings Street shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Stillings Street and Melrose Avenue, between Congo Street and Teresita Boulevard and on Detroit Street between Melrose Avenue and Stillings Street."*

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Adopted.

Granting Pelton Water Wheel Company Permission to Store Heavy Castings, Forgings and Other Items Necessary to Carry on War Work, Westerly Sidewalk Area of Alabama Street, and Easterly Sidewalk Area of Harrison Street Between Nineteenth Street to Point 100 Feet Southerly Therefrom.

(Series of 1939)

Resolution No. 3055, as follows:

Resolved, That the Pelton Water Wheel Company be and is hereby granted permission, revocable at the will of the Board of Supervisors, to store heavy castings, forgings and other items necessary to successfully carry on their war work for the duration of the war, on the westerly sidewalk area of Alabama Street and the easterly sidewalk area of Harrison Street between Nineteenth Street and a point 100 feet more or less southerly from Eighteenth Street.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

**Approval of Grade Map Showing Establishment of Grades on
Quesada Avenue, Quint Street, and Revere Avenue.**

(Series of 1939)

Resolution No. 3056, as follows:

Resolved, That that certain diagram entitled "Grade Map showing the proposed change and establishment of grades on Quesada Avenue between lines parallel with Quint Street and respectively 7.50 feet northwesterly and 361 feet southeasterly therefrom; on Quint Street between the northeasterly line of Quesada Avenue and a line at right angles to the southeasterly line of, 2 feet northeasterly from Revere Avenue southwesterly line; and on Revere Avenue between Quint Street and a line parallel with and 125 feet southeasterly therefrom," approved on the 18th day of November, 1942, by Director of Public Works Order No. 18841, be and is hereby approved; and be it

Further Resolved, That it is the intention of the Board of Supervisors to change and establish grades on Quesada Avenue between lines parallel with Quint Street and respectively 7.50 feet northwesterly and 361 feet southeasterly therefrom; on Quint Street between the northeasterly line of Quesada Avenue and a line at right angles to the southeasterly line of, 2 feet northeasterly from Revere Avenue southwesterly line; and on Revere Avenue between Quint Street and a line parallel with and 125 feet southeasterly therefrom at the points specified and at the elevations above city base as shown upon said map.

The Board of Supervisors hereby declares that no assessment district is necessary as no damage will result from said change of grades.

The Director of Public Works is hereby directed to cause to be conspicuously posted along the streets upon which such change or modification of grade or grades is contemplated, notice of the passage of this resolution of intention.

These proceedings are instituted in accordance with the "Change of Grade Act of 1909." The San Francisco News is hereby designated as the newspaper in which this resolution shall be published.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Passed for Second Reading.

**Ordering the Improvement of Arch Street and Various Other
Streets.**

(Series of 1939)

Bill No. 1993, Ordinance No., as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

On Arch Street (E $\frac{1}{2}$) between 250' and 275' north of Randolph Street, and other locations, by construction or reconstruction of sidewalks.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works, in written communication filed in the office of the Clerk of the Board of Supervisors November 12, 1942, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the

specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in three installments; that the period of time after the time of payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be 7 per centum per annum.

Arch St. ($E\frac{1}{2}$) between 250' and 275' North of Randolph St.
Bright St. ($W\frac{1}{2}$) between 38.91' and 63.91' North of Garfield St.
Carroll Ave. ($SW\frac{1}{2}$) between 375' and 425' Northwest of Phelps St.

Delta St. ($NW\frac{1}{2}$) between 103' 6" and 138' Southwest of Visitation Ave.

43rd Ave. ($W\frac{1}{2}$) between 150' and 175' North of Moraga St.

44th Ave. ($W\frac{1}{2}$) between 100' and 125' South of Santiago St.

47th Ave. ($W\frac{1}{2}$) between 300' and 350' South of Quintara St.

Garfield St. ($N\frac{1}{2}$) between 75' and 100' West of Victoria St.

Kenwood Way ($S\frac{1}{2}$) between 286' and 336' West of Faxon Ave.

Maynard St. ($S\frac{1}{2}$) between 425' and 450' East of Congdon St.

Noriega St. ($S\frac{1}{2}$) between 70' and 120' East of 26th Ave.

Ramsell St. ($E\frac{1}{2}$) between Garfield St. and 88' South and between 113' and 138' South of Garfield St.

Ramsell St. ($E\frac{1}{2}$) between Randolph St. and 125' North.

Rutland St. ($NW\frac{1}{2}$) between Sunnydale Ave. and 25' 8" Northeastly.

Santiago St. ($S\frac{1}{2}$) between 82' 6" and 132' 6" East of 45th Ave.

Santiago St. ($S\frac{1}{2}$) between 82' 6" and 107' 6" and between 132' 6" and 157' 6" East of 46th Ave.

30th Ave. ($W\frac{1}{2}$) between 25' and 75' South of Rivera St.

34th Ave. ($W\frac{1}{2}$) between 118' and 193' North of Noriega St.

34th Ave. ($W\frac{1}{2}$) between 225' and 275' South of Ulloa St.

39th Ave. ($W\frac{1}{2}$) between 225' and 250' South of Kirkham St.

38th Ave. ($W\frac{1}{2}$) between 250' and 300' South of Vicente St.

Vernon St. ($W\frac{1}{2}$) between 275' and 300' and between 400' and 425' South of Sargent St.

Vesta St. ($SW\frac{1}{2}$) between 150' and 175' Southeast of Thornton Ave.

Victoria St. ($W\frac{1}{2}$) between 163' and 213' and between 238' and 263' South of Garfield St.

Victoria St. ($W\frac{1}{2}$) between 100' and 125' South of Sargent St. and between 100' and 125' North of Randolph St.

Worcester Ave. ($SW\frac{1}{2}$) between Chester Ave. and 16.97' Northwest by the construction of two-course concrete sidewalks, six (6) feet in width, where concrete sidewalks, six (6) feet or more in width, are not already constructed; and the improvement of

Forest Side Ave. ($E\frac{1}{2}$) between 172.49' and 205.49' South of Taraval St.

40th Ave. ($E\frac{1}{2}$) between 75' and 100' South of Irving St.

Judah St. ($N\frac{1}{2}$) between 107' 6" and 132' 6" West of 46th Ave.

Maple St. ($E\frac{1}{2}$) between Jackson St. and 119' 01" South.

San Aleso Ave. ($W\frac{1}{2}$) between 121.95' and 164.29' North of Upland Drive.

21st Ave. ($W\frac{1}{2}$) between 300' and 325' and between 350' and 375' South of Santiago St.

by the construction or reconstruction of two-course concrete sidewalks six (6) feet in width where concrete or bituminous rock sidewalks are defective or not already constructed to official grade;

and the improvement of

Bay St. ($N\frac{1}{2}$) between 137' 6" and 168' West of Mason St.

Chestnut St. ($S\frac{1}{2}$) between Stockton St. and 137' 6" East and between 137' 6" and 171' 10½" West of Grant Ave.

Clay St. ($S\frac{1}{2}$) between 136' 9½" and 192' 6" East of Stockton St.

Fifth St. ($SW\frac{1}{2}$) between 55' and 80' Southeast of Howard St.

Front St. ($W\frac{1}{2}$) between 45' 5" and 105' North of Jackson St.

Grant Ave. ($W\frac{1}{2}$) between Chestnut St. and 49' 11½" South.

Grant Ave. ($E\frac{1}{2}$) between 23' 6" and 45' 2" South of Greenwich St.

Geary St. ($S\frac{1}{2}$) between 187' 6" and 238' 6" West of Jones St.

Geary St. ($N\frac{1}{2}$) between Hyde St. and 87' 6" West, and between 137' 6" and 182' 6" West of Hyde St.

Geary St. ($S\frac{1}{2}$) between 70' and 92' 6" West of Hyde St.

Green St. ($N\frac{1}{2}$) between Kearny St. and 20' West.

Howard St. ($SE\frac{1}{2}$) between 325' and 425' Northeast of Sixth St.

Hyde St. ($E\frac{1}{2}$) between 68' 9" and 137' 6" South of Greenwich St.

Jackson St. ($N\frac{1}{2}$) between 197' 6" and 257' 6" West of Leavenworth St.

John St. ($N\frac{1}{2}$) between 75' 6" and 105' 6" East of Mason St.

Kearny St. ($W\frac{1}{2}$) between Green St. and 57' 6" North.

Kearny St. ($W\frac{1}{2}$) between Columbus Ave. and Broadway.

Laguna St. ($E\frac{1}{2}$) between California St. and 160' 5" South.

Leavenworth St. ($W\frac{1}{2}$) between 67' 6" and 137' 6" South of Bay St.

Maynard St. ($N\frac{1}{2}$) between 50' and 75' East of Congdon St.

Mission St. ($NW\frac{1}{2}$) between 93' 9" and 118' 9" Northeast of College Terrace.

Montgomery St. ($W\frac{1}{2}$) between Green St. and 26' 5" South and between 46' 5" and 69' and between 70' and 103' 9" South of Green St. and between Vallejo St. and 37' 9" North and between 112' 6" and 137' 6" North of Vallejo St.

Montgomery St. ($E\frac{1}{2}$) between 112' 6" and 137' 6" North of Vallejo St.

Pacific St. ($N\frac{1}{2}$) between 97' 6" and 138' 6" West of Sansome St.

Scott St. ($W\frac{1}{2}$) between Vallejo St. and 84.75' South.

Sixth Ave. ($E\frac{1}{2}$) between 95' and 120' South of Lincoln Way.

Sixth Ave. ($W\frac{1}{2}$) between 125' and 150' South of Irving St.

Sixth Ave. ($W\frac{1}{2}$) between 225' and 275' South of Judah St.

23rd St. ($S\frac{1}{2}$) between 100' and 128' East of Douglass St.

Swiss Ave. ($W\frac{1}{2}$) between Surrey St. and 95.22' North.

Vallejo St. ($N\frac{1}{2}$) between 110' 4" and 158' 10" West of Franklin St.

Washburn St. ($SW\frac{1}{2}$) between Mission St. and 90' Southeast.

by the construction or reconstruction of two-course concrete sidewalks of the full official width where concrete or bituminous rock sidewalks are defective or not already constructed to the official grade.

The assessment district hereby approved is described as follows: Within the exterior boundary of those certain lots delineated, designated, and numbered respectively as:

<i>Block No.</i>	<i>Lot No.</i>
1885	7
1900	15
2015	12-13
2062	25-26
2170	13-14
2319	2-2A
2373	45-46-2
2374	38-40

2435	.....	5
2458	.....	1C
3282	.....	2
5403	.....	4
5435	.....	25-26
5895	.....	28
6302	.....	4
6304	.....	19
6990	.....	19
6992	.....	23
7007	.....	40, 42, 5, 6, 8
7081A	.....	4
7085	.....	9-14
7087	.....	32
7088	.....	25, 26, 2, 17
<i>Block No.</i>		<i>Lot No.</i>
988	.....	17
1794	.....	39
1801	.....	19
2350	.....	9-11
2920	.....	33
3262	.....	11
<i>Block No.</i>		<i>Lot No.</i>
30	.....	8
45	.....	1C
62	.....	1-22-23-26
87	.....	13
94	.....	18
115	.....	9
133	.....	1, 3, 5, 6A, 11
134	.....	20
162	.....	1, 2, 3
164	.....	7
173	.....	5
180	.....	41
184	.....	13A, 13
225	.....	20
302	.....	8, 8A, 11
318	.....	20
320	.....	22
552	.....	10
650	.....	16, 16A
960	.....	1
1745	.....	17
1761	.....	6
1847	.....	10, 11
<i>Block No.</i>		<i>Lot No.</i>
2805	.....	34
3509	.....	37
3732	.....	2, 134, 135
5890	.....	15
6710	.....	9
6720	.....	9, 7

All being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Adopted.

The recommendations of his Honor the Mayor were taken up:

Leave of Absence—Hon. Harry I. Christie, Member of the Board of Education.

(Series of 1939)

Resolution No. 3057, as follows:

Resolved, That in accordance with the recommendation of his Honor the Mayor, Hon. Harry I. Christie, member of the Board of Education, be and he is hereby granted a leave of absence for the period December 1st to December 20th, with permission to leave the state.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Leave of Absence—Philip L. Bush, Member, Board of Education.

(Series of 1939)

Resolution No. 3058, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, Hon. Philip L. Bush, member of the Board of Education, is hereby granted a leave of absence for the period December 22nd to 29th, inclusive, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

**ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS,
BILLS AND COMMUNICATIONS NOT CONSIDERED OR
REPORTED UPON BY A COMMITTEE.****Re-standardization of "D" Classification.**

(Series of 1939)

Supervisors Green and MacPhee presented:

Resolution No., as follows:

Whereas, it is represented that the employees in Division "D," Detention Service, are receiving wages not commensurate with those being paid for similar work in other political subdivisions or private employment; and

Whereas, it is further represented that even though the cost of living has greatly increased, particularly since the advent of war, the employees in the Detention Service are receiving less money than they did prior to 1932 when the Charter was adopted; and

Whereas, under the exceedingly competitive conditions now prevailing in the labor market, it is not conducive to good government to permit a situation to exist where competent employees will leave municipal service for more remunerative positions in private employment; now, therefore, be it

Resolved, That the Civil Service Commission be and is hereby requested to re-standardize the compensations paid to members of the "D" classification, to the end that they shall properly reflect the salaries which are now prevailing for this type of employment.

Referred to Finance Committee.

In Memoriam—Captain Vinane G. Maggierl.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3061. as follows:

Whereas, on December 5, 1942, Captain Vinane G. Maggierl was killed as a result of a crash between two Southern Pacific trains, upon one of which Captain Maggierl was a passenger; and

Whereas, the details of this tragic incident reveal that in a chivalrous gesture through which Captain Maggierl surrendered his berth to a lady, he was compelled to travel in the observation car and as a result came to his untimely end; and

Whereas, Captain Maggierl's action in this instance is typical of the personnel of the United States Armed Forces and is worthy of commendation; now, therefore, be it

Resolved, That when the Board of Supervisors adjourns this day it does so out of respect to the memory of the late Captain Vinane G. Maggierl and the Clerk is hereby directed to forward a suitable copy of this resolution to the family of the deceased.

Unanimously adopted by rising vote.

Memorializing Governor-Elect and State Legislature for Return to Political Subdivision of at Least \$35,000,000 From Surplus in State Treasury.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. , as follows:

Whereas, the surplus in the Treasury of the State of California now amounts to approximately \$60,000,000, which sum, under the present tax structure, will greatly increase during the ensuing biennium; and

Whereas, a proposal has been made, pursuant to which \$35,000,000 of such surplus would be returned to the counties, cities, school districts and other local governmental agencies for the relief of the staggering tax burden now borne by the constituents of those agencies; and

Whereas, consummation of the foregoing proposal would result in a reduction of local taxes in an amount estimated at fifty cents on each \$100 of assessed valuation; and

Whereas, because the taxing power of local political subdivisions is restricted almost entirely to levies on real property, the recent more modern and logical trend has properly provided new and increased subsidies from State and Federal Governments, both of which are practically unlimited as to sources for taxation; now, therefore, be it

Resolved, That this Board of Supervisors does hereby memorialize Governor-Elect Warren and the State Legislature to enact and approve such legislation as will provide for the allocation and return by subsidies, to the political subdivisions of the State, of at least the sum of \$35,000,000 out of the surplus existing in the Treasury of the State of California which sum shall be used by local agencies to reduce the taxes on property.

Referred to Finance and County, State and National Affairs Committee.

Urging Legislation to Provide for Suitable Care of Service Men and Their Families.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. 3059, as follows:

Resolved, That the Board of Supervisors enact appropriate legislation to:

1. Give worthy expression of appreciation to young men leaving San Francisco to serve in the armed forces.
2. Properly entertain Service Men visiting San Francisco.
3. Safeguard the comfort and security of families of San Francisco Service Men.
4. Assure re-employment and rehabilitation of returning San Francisco Service Men.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Proposing Legislation to Guard Against Overloading of Street Cars and Buses.

(Series of 1939)

Supervisor O'Gara presented:

Resolution No. as follows:

Resolved, that the Board of Supervisors hereby requests the California State Railroad Commission and the Police Department and the Public Utilities Commission to investigate and report to the Board of Supervisors as to whether laws and regulations against overloading of street cars and buses are being enforced; and be it

Further Resolved, That the Board of Supervisors enact such additional legislation as may be necessary to safeguard passengers against overloading of such vehicles.

Referred to Public Utilities Commission.

Authorizing the Tax Collector of the City and County of San Francisco to Receive Certain Remittances and to Credit Them to Miscellaneous Receipts.

(Series of 1939)

Under the heading of Communications, the Clerk presented communication from Deputy City Attorney Bianchi, transmitting the following Bill:

Bill No., Ordinance No., as follows:

Authorizing the Tax Collector of the City and County of San Francisco to receive certain remittances and to credit them to miscellaneous receipts.

Be it ordained by the People of the City and County of San Francisco, as follows:

Whereas, the United States of America is condemning in the City and County of San Francisco many parcels of land necessary for the war effort; and

Whereas, the possession to many of said parcels of land is taken by the United States of America subsequent to the beginning of the fiscal year; and

Whereas, the United States of America is legally entitled, under Section 4986 of the Revenue and Taxation Code, to a cancellation of all taxes on property which it acquired; and

Whereas, remittances are being made on a proportionate basis for taxes due on said parcels; now, therefore,

Be It Ordained, That remittances made as described herein be accepted by the Tax Collector of the City and County of San Francisco; and

Be It Further Ordained, That said remittances be credited to miscellaneous receipts and deposited to the credit of the General Fund.

Referred to Finance Committee.

Elimination of Left-Hand Turns.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3059, as follows:

Whereas, there now exists gas and tire rationing as a means of furthering the war effort; and

Whereas, still other steps must be devised in order to assure complete success in this, our greatest struggle; now, therefore, be it

Resolved, That the City Planning Commission be respectfully requested to give consideration to the elimination of all left-hand turns except in those instances where the welfare and safety of the public is involved.

Adopted by the following vote:

Ayes: Supervisors Brown, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Colman, O'Gara—2.

Providing for Standard Working Hours and Days in City Service.

(Series of 1939)

Supervisor Mead presented:

Resolution No., as follows:

Whereas, the Charter of the City and County of San Francisco does not specify the hours of work or days of work for employees, nor does it specify holidays to be observed; and

Whereas, the omission of legislation on hours and days of work for employees of the City and County has resulted in certain inequalities throughout the service; and

Whereas, the Civil Service Commission is about to conduct a survey to establish rates of pay for the several classifications of employments in the city service; and

Whereas, it is important that rates of pay be established for equal working conditions; now, therefore, be it

Resolved, That the Civil Service Commission be requested to ascertain from the various appointing officers the hours of work per day, the hours and days worked per week, and the holidays observed for the various services in the classification of positions; and be it

Further Resolved, That the Civil Service Commission submit this information to the Board of Supervisors in order that the annual salary ordinance for the fiscal year 1943-1944 may contain a provision establishing standard working hours and days in the city service; and be it

Further Resolved, That when the working hours and days have been established that the salary standardization schedules be based upon such standard working time.

Referred to Finance Committee.

Report by Supervisor Chester R. MacPhee of Trip to Los Angeles, December 1st to 4th, 1942, for California State Chamber of Commerce War Council, Together With: 1. Personal Observations; 2. Personal Recommendations; 3. Note of Appreciation.

Observations.

The Federal Government will undoubtedly give great consideration to highways, both state and federal, in the post-war planning program.

An apparently justifiable attempt will be made to set aside the maximum speed limit of 35 miles per hour for trucks and buses.

The question of obtaining manpower will shortly exceed all other problems in our city administration.

The staggering of hours will have to be extended.

The City of Los Angeles allows city employees to obtain leaves of absence for war work; Los Angeles County does not.

Los Angeles has alleviated the costs of Civilian Defense by assigning help from intracity and county departments.

The average working hour per week in America will probably be extended shortly.

A labor pool within the City and County of San Francisco will undoubtedly be necessary in the near future.

Recommendations.

That, as an extension of the staggered hours program, consideration be given by the respective railway companies to refusing to accept school car tickets after 4:30 P. M.

That copies of the Los Angeles Journal of Proceedings of city council and Board of Supervisors be interchanged with San Francisco, to the end that each community may be abreast of currently changing factors and methods of procedure.

That every cooperation be extended to the San Francisco Municipal Manpower Committee, which committee will be called upon to assist in San Francisco's No. 1 Problem.

That consideration be given by our Civilian Defense authorities and our Board of Education to make available for part-time work in Civilian Defense, those youths with clerical and stenographic training.

That our post-war planning be stimulated to the end that upon completion of the present emergency, San Francisco shall be ready to take advantage of such Federal aid as will be made available for public works projects.

That the San Francisco Board of Supervisors endorse a proposal to reduce real property taxes of cities and counties throughout California by using a portion of the present surplus in the state treasury as a subsidy to the California counties.

A Note of Appreciation.

To the California State Chamber of Commerce for an outstanding program of vital interest to the welfare of all Californians.

To James Musante, Frank McKee and Harry Mitchell of the State Chamber for their hospitality and untiring efforts on behalf of those of us attending the conference from San Francisco.

To Mr. Alden C. Fensel of the California Taxpayers Association for his assistance in connection with my visits to the hall of records and city hall.

To the San Francisco Board of Supervisors for their authorization of my attendance at the conference.

The War Conference of the California State Chamber of Commerce was held in the Biltmore Hotel, Los Angeles, on December 2nd and 3rd, 1942.

Of the seven conferences scheduled to start at 10 A. M., I selected "Transportation in War Time," in Conference Room 2, Harry A. Mitchell of San Francisco presiding.

The first speaker was Charles H. Purcell, State Highway Engineer, who stated anticipated travel was more than 17 per cent less in 1942 than in 1941. The travel on trucks and buses has increased on some highways, but localized increases are not sufficient to offset. Anticipated gas tax revenues for 1943 are estimated at 40 per cent less than 1942. In the present biennium, the revenues were estimated at \$78,000,000. The anticipated revenues for 1943 are \$43,400,000. Roads essential to the war effort will be maintained and kept in good condition and such other roads as funds and manpower make it possible. Mr. Purcell stated there are four factors brought about by the war that will be responsible for this situation. They are lack of materials, funds, manpower and equipment. Manpower is the master control to handle the program after the war. The state will not attempt to secure Federal funds unless the need becomes acute. This is occasioned by the fact that the state will have a large request before the Federal authorities for post-war work. New York State has appropriated \$28,000,000 for planning for post-war work, according to Mr. Purcell.

Edgar Sinton, Regional Rationing Executive, P. O. A., spoke briefly on "Mileage Rationing Hits California." The manufacturing methods of synthetic rubber are still imperfect. There is available today 631,000 tons of crude rubber and the military needs for 1943 will be 842,000 tons. Forty per cent of employees use public transportation and 60 per cent drive their own cars. No tire shall be authorized recapped if the tire shows abuse.

Standish L. Mitchell, General Manager, Automobile Club of Southern California, spoke on "Adjusting Rationing to Meet California Needs." Mr. Mitchell stated his opposition to gasoline rationing, claiming it was the most vicious feature of the Administration. That the law was enacted in secret sessions and the right of protest or the right of reconsideration was refused. Further, that the Government has derided any proposal for voluntary rationing. He stated voluntary rationing worked out all right in World War I. For the month of October, 1942, by purely voluntary rationing, passenger vehicle travel was more than 25 per cent less than in October, 1941. The average speed limit had been reduced from 46 m.p.h. to 34.2 m.p.h. voluntarily. People have no more confidence in gasoline rationing than they did have in prohibition, according to Mr. Mitchell. Unless the government relaxes its rigid restrictions on fuel for motor vehicles in California, there is only one other alternative to complete economic collapse in this area. That alternative is "wholesale black markets," Mitchell asserted. Mr. Mitchell, probably one of the best informed men in California on the subject of motor-vehicle transportation because of his lengthy association with the Club, predicted a possible "collapse of civilian economy and society, with inevitable impairment of the war effort." Gasoline rationing regulations are riddled with ambiguities," Mitchell said, "and follow the reprehensible pattern of much administrative law." He added that "in any case gasoline rationing should be looked upon merely as a stopgap until synthetic and reclaimed rubber production will be sufficient to meet military and civilian needs." With the able Baruch Committee, we join in denouncing gasoline rationing as a policy founded on the doctrine "Sacrifice for Sacrifice's sake."

Mr. E. C. Bagby of the Pacific Greyhound Lines spoke briefly on "Problems of Truck and Bus Operators," and stated 124,000 buses throughout the country average less than 100 useful miles per day. The staggered hours program is not fully successful because peak loads are still occurring between 7 and 9 in the morning and 4:30 and 6 in the evening. Mr. Bagby recommended a change in the shift hours of war industries and shipyards. He also recommended a review of the effect of the 35-mile-per-hour speed limit where buses and trucks are concerned. Mr. Bagby also contended that more equipment is needed if buses and trucks are held to 35 m.p.h. Also more manpower, and claimed further that rubber consumption in buses and trucks is greater

at 35 m.p.h. than at speeds in excess of 40 m.p.h. Further, that many buses and trucks do not get into high gear until 37 m.p.h. is reached. He continued with the statement that more people are carried and more bus hours operated at speeds in excess of 35 m.p.h. Bagby cited three points necessary for successful bus and truck operation. They are:

1. Assistance to repair and maintain rolling stock:
(a) Manpower; (b) Parts.
2. Staggering of hours under government control.
3. Ultimate benefits or detriments of 35 m.p.h. speed limit to be reinvestigated.

A luncheon was held in the Biltmore Bowl on Wednesday, December 2nd, to honor Joseph B. Eastman, Director of the Office of Defense Transportation.

I was called upon by the Chairman to say a few words on behalf of official San Francisco and extended greetings and compliments to the State Chamber of Commerce.

Mr. Eastman was delayed and in his absence the luncheon attendance was addressed by the Honorable Sheridan Downey, United States Senator from California; the Honorable Albert W. Hawkes, United States Senator from New Jersey.

At 2:00 P. M. the "Transportation in Wartime" conference continued with a discussion by Alfred J. Lundberg, president of the Key System, discussing "Mass Transportation Problems."

Mr. Lundberg stated that those cities making the least progress in changing over to modern transportation since the last war are in the best position today to transport the people. This is occasioned because one-half of former urban transit systems were lost up to 1934 as a result of the private automobile becoming an important factor in transportation. According to Mr. Lundberg, the problems facing the transportation industry today are to:

1. Carry the increased load without new equipment, parts, mechanics and platform help.

He stated further that the responsible agencies should see that necessary parts for repairs are provided—that equipment should not stand idle because parts are not available. That staggering of hours has not gone far enough; that we should stagger the hours of the plants that work around the clock; that every effort must be made to move transportation through traffic at a faster pace; that 60 to 70 per cent of equipment is not working full time; that the manpower problem is very important and that women are doing 20 per cent of the men's work in the Key System Company.

Justus F. Creamer, President of the California State Railroad Commission, spoke on "The Commission's Place in War Transportation"; he stated that California alone had almost twice as many automobiles as Germany, Italy and Japan altogether—that 35 m.p.h. is extravagant in manpower and wages and is unwise economy—that the 35 m.p.h. speed limit is the worst folly we have ever come up against—that there is only one place left to increase transportation and that is to force full occupation of all vehicles.

On Thursday at 8:30, I called on California Taxpayer's Association and visited with Alden C. Fensel, Consultant. Mr. Fensel accompanied me to where I met Mr. Harry F. Scoville, Director of Bureau of Administrative Research. Mr. Scoville is a member of the Essential Manpower Committee of Los Angeles County, which committee is similar to our San Francisco Municipal Manpower Committee. Mr. Scoville stated the respective manpower committees are a challenge to public officials to perform a duty for our Federal Government.

The studies of the essential manpower committee discloses that Los Angeles crime has decreased 20 per cent in the last 18 months.

although a slight increase in juvenile delinquency was reported. A sharp reduction in personnel in the affected departments is planned.

I visited the Chief Administrative Officer, Alfred H. Campion, and extended the felicitations and good wishes from our Chief Administrative Officer, Thomas A. Brooks.

I visited Mayor Fletcher Bowron and extended the felicitations and good wishes of our Mayor, Hon. Angelo J. Rossi.

The volunteer headquarters of Civilian Defense are located in the lobby of the City Hall and occupy an area 18 by 50. I am advised that such clerical and stenographic help as are necessary in Civilian Defense are provided without the creation of new employments. City department heads make available such help from within the ranks of their own personnel.

I attended a meeting of the Essential Manpower Committee held in the office of Clifford N. Amsden, Secretary of the Civil Service Commission. In attendance were Howard Earl, Assistant Administrative Officer, Harry Scoville, Director, Bureau of Governmental Research, Mr. Alden C. Fensel of the California Taxpayer's Association and Mr. Carl Ludwig of the Civil Service Commission.

Employments in Los Angeles County total 15,000.

Employments in Los Angeles City total 18,000.

According to the sentiments expressed by the Essential Manpower Committee, it is their intention to make the report on manpower the first order of business before any other reports are prepared.

It is contemplated to take technical employments from within the departments to further the work of the essential manpower committee.

On Thursday, December 3rd, at 10 A. M., Mr. Almon E. Roth spoke on the "Manpower Supply."

With reference to our manpower problem he said, "We are still floundering around in a sea of investigation, departmental reports, conflicting recommendations and wishful thinking and although everyone has agreed for months that the problem of manpower should be handled through one central agency, we are still debating the question of whether the manpower commission should swallow the selective service agency or vice-versa; or whether they should both be merged into some new agency. Arbitrary restrictions on output adopted for the purpose of creating more jobs for more people at a time when there was a surplus of labor instead of a shortage of manpower have no place in our present economy of scarcity." He said that in order to increase the output of men and women now at work that weekly hours should be increased to the maximum amount possible under particular operating conditions. Roth declared: "If we were to do one-third as well as England has in the matter of increasing per man production, our whole manpower problem would be solved without taking our housewives out of their homes and turning their children over to day nurseries or robbing our farms of essential workers." Mr. Roth concluded with "The average working hour per week in the U.S.A. is 42 3/10 per cent—the average in England is 56 hours per week."

Mr. William K. Hopkins, Regional Director, War Manpower Commission, discussed the need of hundreds and thousands of women and men at once in the war effort. Hopkins stated that 70 per cent of the women in England are working in the war effort and that women with small children have no place in war industry until proper care can be arranged for the children and that today we are outproducing the combined efforts of all the Axis countries.

The War Conference was concluded at a luncheon wherein Mr. Joseph B. Eastman, discussed transportation. He stated that

passenger cars accounted for 70 per cent of employee transportation and that with less equipment the railroads are providing more transportation today than in 1929.

I had an opportunity to talk to Mr. Eastman about our San Francisco transportation problem and he indicated his extreme interest. At his request I spoke at length with Mr. Guy Richardson, Director of the Division of Local Transportation. Mr. Richardson agreed to a conference in San Francisco on Saturday morning, December 5th, with San Francisco officials.

Respectfully submitted,

CHESTER R. MACPHEE, Supervisor.

Submitted: December 7th, 1942.

Ordered printed in the Journal of Proceedings.

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From Katherine and William Selbach, expressing thanks for expressions of sympathy in the death of the late Mr. B. O. Selbach.

Filed.

From James B. McSheehy, former Supervisor, and Georgina Cain Butler family, expressing appreciation of the Board's expression of sympathy in the death of Mrs. Helen McSheehy.

Filed.

From his Honor, the Mayor, requesting the Board, in preparing its budget requests for the coming fiscal year, 1943-44, to bear in mind the necessity for strictest economy.

From San Francisco Order of Cincinnatus suggesting, for relief of the transportation situation, the adoption of "a plan to allow joint use of tracks, universal transfer, rental to the Municipal lines of fifty or more unused Market Street cars, with a 7 cent fare for the duration, with earnings from the Municipal line frozen and an agreement with the Market Street Company for the freezing of not less than 50 per cent of the earnings accrued to them by reason of the 7 cent fare. Both accumulated funds from the Municipal and Market Street Company to be used for the purchase of equipment in the post-war period."

Referred to Public Utilities Commission.

Installation of Signs Indicating Where Right Turns May Be Made Against Stop Signals.

Supervisor Brown moved that the Clerk be directed to send communication to the Police Department asking that department to give consideration to the installation of signs indicating that right turns may be made against a stop signal at intersections where such a course is permitted.

No objection, and so ordered.

Care of Persons on W. P. A.

Supervisor Brown moved that the Board of Supervisors inquire from the Public Welfare Department as to its plans for taking care of persons on W. P. A. after its cessation some time next year.

No objection, and so ordered.

Installation of Service Stars in Chambers of the Board and the
Clerk's Office.

Supervisor MacPhee moved that the Clerk be instructed to obtain, for hanging in the Chambers of the Board, a Service Flag with one star indicating the service of Supervisor O'Gara in the United States Navy.

No objection, and so ordered.

Supervisor Mead moved that the Clerk be instructed to have installed in the Clerk's office, a Service Flag with stars to indicate the service in the armed forces of members of the personnel of that office.

No objection, and so ordered.

ADJOURNMENT.

There being no further business, the Board, at the hour of 4:55 P. M., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors December 14, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Monday, December 14, 1942

Thursday, December 17, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

99 South Van Ness Avenue, San Francisco

JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, DECEMBER 14, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, December 14, 1942, 2:00 P. M.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Brown was noted present at 2:45 P. M.

Supervisor O'Gara on leave of absence.

APPROVAL OF JOURNAL.

The Journal of Proceedings of the meeting of December 7, 1942, was considered read and approved.

Presentation of Guest.

During the proceedings of the Board, the President, Supervisor Colman, presented to the Board Mr. Edward Regan, a former resident of San Francisco, now District Attorney of Trinity County.

Mr. Regan, in a brief address to the Board, warned of the seriousness in removing lands from the assessment rolls. The Federal Government is continuing to take more land from the assessment rolls. At the present time 40 per cent of California land is now held by the Federal Government. The tax basis has gone, or is fast going from the political subdivisions of the State of California. He hoped the Board of Supervisors, through the state convention, will take more interest in the matter and will do everything possible to preserve the tax base of the counties of California.

Supervisor Shannon, following the remarks by Mr. Regan, paid him tribute, saying that he had noticed that Mr. Regan was one of the most active officials in the State of California, as far as looking after the interests of his county was concerned, and that was not to be wondered at, for Mr. Regan's father was that same kind of man.

Supervisor Green, prior to the address by Mr. Regan, pointed out briefly the importance of the work that Mr. Regan was performing. Mr. Regan, stated Supervisor Green, is an expert on tax deeded federal land. After the talk by Mr. Regan, Supervisor Green remarked that he desired merely to echo what Supervisor Shannon had said. He knew of Mr. Regan's active interest in the welfare of his own and other California counties, and had met him at meetings of the Redwood Empire Association and other organizations.

SPECIAL ORDER—2:00 P. M.**Assessment Confirmed.**

Hearing of protests against the making of an assessment for the costs and expenses of the work on or improvement of

Melrose and Stillings Avenue from Congo Street westerly to existing pavement by paving, etc., by the Fay Improvement Company, as described in Declaration of Intention Order No. 17415 of January 30, 1942.

No protests being made, the assessment was confirmed and the Clerk of the Board of Supervisors was directed so to notify the Director of Public Works.

UNFINISHED BUSINESS.**Re-referred to Committee.**

The following recommendation of Streets and Highways Committee, heretofore Passed for Second Reading, was taken up:

Granting Southern Pacific Company Permission to Dismantle Certain Structures so as to Make Steel Available for War Industries.

(Series of 1939)

Bill No. 1988, Ordinance No. , as follows:

Amending Ordinance No. 1095, entitled as follows: "Providing for a grant to the Southern Pacific Company, a railroad corporation, of a right of way for and the right to construct, maintain and operate a railroad, together with all necessary branches, sidetracks, turnouts, switches, crossings, spur tracks, yard tracks, depot tracks, and terminal tracks and facilities, along, over, under, across and upon certain streets, avenues, alleys, places and properties in the City and County of San Francisco," by amending Section 2 of said ordinance by eliminating Subdivision (b) of said section, and by amending Subdivision (c) of said section by eliminating from the first paragraph of said subdivision the words "or across Sixteenth Street at or near Seventh Street," and by adding a new subdivision to said Section 2 to be known as Subdivision (d), all of which said amendments are for the purpose of modifying certain obligations of the Southern Pacific Company relative to the maintenance of viaduct structures over the rights of way and permitting said Southern Pacific Company to abandon and dismantle certain of said structures more particularly described herein for the purpose of making the steel in said structures available for war industries.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 1095 is hereby amended by eliminating paragraph (b); and paragraph (c) is hereby amended by omitting the words, ". . . or across Sixteenth Street at or near Seventh Street; . . .".

Section 2. Section 2 of said Ordinance No. 1095 is hereby amended by adding thereto the following subsection:

(d) The City and County of San Francisco hereby abandons all interest in the structural steel and other materials in those portions of the existing viaduct heretofore erected by the Southern Pacific Company which encroach on the roadways of Sixteenth Street, Sixth Street and Illinois Street and on adjacent private property, so that said structural steel and other materials may be made available to the United States Government or war industries, and said Southern Pacific Company is authorized to cause the same to be dismantled and removed; the said Southern Pacific Company shall remove all foundations within street areas to a depth of at least three feet below the official grade of the sidewalk or roadway; grade to a safe condition and to existing

grade all parts of the roadway from which materials have been excavated, and construct a concrete header against any existing pavement; shall erect balustrades or railings on the Third Street Viaduct, satisfactory to the City Engineer, when necessitated by the removal of the Sixteenth Street structure; make track changes to reduce the number of traffic interferences on Third Street by train movements, and improve the roadway adjacent to the tracks at the intersection of Sixteenth Street, Seventh Street, and Mississippi Street, all as shown on City Engineer's plan A 16,491; provided, however, that no reconstruction or additional maintenance of the said Third Street Viaduct shall be required as a result of the removal of those portions of the Mission Bay Viaduct connecting therewith and which are to be removed hereunder, except with respect to the erection of balustrades as hereinabove provided.

Section 3. All other terms and conditions of said Ordinance No. 1095 and the obligations of the Southern Pacific Company arising thereunder shall remain unchanged.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Action Rescinded.

Subsequently during the proceedings, Supervisor Brown, who was absent at the time of the foregoing roll call, announced that he had been informed that the removal of the viaduct, as authorized by the foregoing legislation, could create a most undesirable transportation problem, or at least greatly aggravate the present serious situation. It is being proposed by people in the Visitacion Valley that street car service out Third Street to the shipyards be restored, at least as far as Mariposa Street. The traffic situation now is very bad, especially at peak hours. The restoration of street car service, as proposed, cannot be effected, it has been stated, if this viaduct should be removed. For that reason, Supervisor Brown would move that the Board rescind its action previously taken in order to permit re-reference to committee for hearing by the people of the Visitacion Valley District. Motion seconded by Supervisor Gallagher.

No objection, and so ordered.

Thereupon, on further motion by Supervisor Brown, the foregoing bill was *re-referred to Streets Committee.*

NEW BUSINESS.

Adopted.

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 3063, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

*From Appropriation No. 905—
Duplicate Tax Fund.*

1. Joe Balestrieri & Co., per Vol. 1, page 48, line 16, unsecured personal property, fiscal year 1941.....\$63.27

2. Carmela Bernardi, per Lot 5, Block 4914, first and second installments, fiscal year 1941..... 10.77
3. Fedele Grassi, per lot 13, Block 4147, second installment, fiscal year 1941..... 41.54
4. Bank of America N. T. & S. A., per Lot 5, Block 7245, first and second installments, fiscal year 1941..... 17.58
5. Bank of America N. T. & S. A., per Lot 19, Block 7046 A, second installment, fiscal year 1941..... 27.04
6. Bank of America N. T. & S. A., per Lot 17, Block 1899, first installment fiscal year 1941..... 10.11
7. Bank of America N. T. & S. A., per Lot 38, Block 7246, first and second installments, fiscal year 1941..... 96.72

*From Appropriation No. 60.969.00—
Taxes Refunded Fund.*

1. Rose Bories, per Vol. 15, page 32, line 9, fiscal year 1935 3.29
2. Frances U. Divine, per Lots 22 and 23, Block 980, first installment, fiscal year 1942..... 5.82

Approved as to form by the City Attorney.

Approved by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Approval of Supplemental Recommendations, Public Welfare Department, for December, 1942.

(Series of 1939)

Resolution No. 3064, as follows:

Resolved, That the supplemental recommendations of the Public Welfare Department containing Old Age Security Aid and Aid to Needy Children, including increases, discontinuances and other transactions, for the month of December, 1942, are hereby approved; and be it

Further Resolved, That the Public Welfare Department recommendations for care of Needy Aged Persons in County Hospital, as provided under Section 2160.7 of the Welfare and Institutions Code, State of California, effective as noted, are hereby approved; and be it

Further Resolved, That the Clerk of the Board of Supervisors is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Civil Service Commission Requested to Advise as to Hours of Work Per Day, Hours and Days Worked Per Week, and Holidays Observed for Various Services in Classification of Positions.

(Series of 1939)

Resolution No. 3065, as follows:

Whereas, the Charter of the City and County of San Francisco does not specify the hours of work or days of work for employees, nor does it specify holidays to be observed; and

Whereas, the omission of legislation on hours and days of work for employees of the City and County has resulted in certain inequalities throughout the service; and

Whereas, the Civil Service Commission is about to conduct a survey to establish rates of pay for the several classifications of employments in the city service; and

Whereas, it is important that rates of pay be established for equal working conditions; now, therefore, be it

Resolved, That the Civil Service Commission be requested to ascertain from the various appointing officers the hours of work per day, the hours and days worked per week, and the holidays observed for the various services in the classification of positions; and be it

Further Resolved, That the Civil Service Commission submit this information to the Board of Supervisors in order that the annual salary ordinance for the fiscal year 1943-1944 may contain a provision establishing standard working hours and days in the city service; and be it

Further Resolved, That when the working hours and days have been established that the salary standardization schedules be based upon such standard working time.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Civil Service Commission Requested to Re-standardize Compensations Paid to Members of Division "D," Detention Service.

(Series of 1939)

Resolution No. 3066, as follows:

Whereas, it is represented that the employees in Division "D," Detention Service, are receiving wages not commensurate with those being paid for similar work in other political subdivisions or private employment; and

Whereas, it is further represented that even though the cost of living has greatly increased, particularly since the advent of war, the employees in the Detention Service are receiving less money than they did prior to 1932, when the Charter was adopted; and

Whereas, under the exceedingly competitive conditions now prevailing in the labor market, it is not conducive to good government to permit a situation to exist where competent employees will leave municipal service for more remunerative positions in private employment; now, therefore, be it

Resolved, That the Civil Service Commission be and is hereby requested to re-standardize the compensations paid to members of the "D" classification, to the end that they shall properly reflect the salaries which are now prevailing for this type of employment.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Passed for Second Reading.

Authorizing the Tax Collector of the City and County of San Francisco to Receive Certain Remittances and to Credit Them to Miscellaneous Receipts.

(Series of 1939)

Bill No. 2005, Ordinance No. , as follows:

Authorizing the Tax Collector of the City and County of San Francisco to receive certain remittances and to credit them to miscellaneous receipts.

Whereas, the United States of America is condemning in the City and County of San Francisco many parcels of land necessary for the war effort; and

Whereas, the possession to many of said parcels of land is taken by

the United States of America subsequent to the beginning of the fiscal year; and

Whereas, the United States of America is legally entitled, under Section 4986 of the Revenue and Taxation Code, to a cancellation of all taxes on property which it acquired; and

Whereas, remittances are being made on a proportionate basis for taxes due on said parcels of land; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That, whenever the United States of America acquires real property in the City and County of San Francisco subsequent to the beginning of any fiscal year and is legally entitled, under the provisions of Section 4986 of the Revenue and Taxation Code, to have the taxes on said real property for said fiscal year cancelled, the Tax Collector be, and he is, hereby authorized to accept such sums as may be paid to him on the cancellation of said taxes on said property.

Section 2. That all amounts accepted by said Tax Collector under the authority of this ordinance be deposited by said Tax Collector to the credit of the General Fund; for the account of Miscellaneous Receipts.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Authorizing Compromise of Claim of W. Bauer in Amount of \$57.

(Series of 1939)

Bill No. 2006, Ordinance No. , as follows:

Authorizing compromise of claim of W. Bauer, for the sum of fifty-seven (\$57.00) dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

The City Attorney having recommended and the Board of Police Commissioners having approved settlement of the action of W. Bauer against the City and County of San Francisco and Howard Harrigan, for the recovery of damages sustained on the 5th day of April, 1942, by reason of the alleged negligence of Police Officer Howard Harrigan colliding with the automobile owned and operated by said W. Bauer on Mission Street between Twenty-second and Twenty-third Streets, in the City and County of San Francisco, by the payment of \$57 in full settlement of all claims of said W. Bauer, the City Attorney is hereby authorized to settle and obtain a dismissal of said pending action and litigation—Municipal Court No. 171836—by the payment of the said sum of \$57.

Recommended and approved by the City Attorney.

Recommended and approved by the Board of Police Commissioners.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Appropriating \$1,260 From Emergency Reserve Fund to Provide Funds for Temporary Probation Officer in Adult Probation Department, Period December 1, 1942, to June 30, 1943; an Emergency Ordinance.

(Series of 1939)

Bill No. 2007. Ordinance No. 1891, as follows:

Appropriating the sum of \$1,260 from the Emergency Reserve Fund to the credit of Appropriation No. 225.120.00, to provide funds for the services of a temporary probation officer in the Adult Probation Department for the period December 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,260 is hereby appropriated from the Emergency Reserve Fund to the credit of Appropriation No. 225.120.00, to provide funds for the services of a temporary probation officer at \$180 per month in the Adult Probation Department for the period December 1, 1942, to June 30, 1943.

Section 2. This ordinance is passed as an emergency ordinance, the nature of such emergency being as follows: The uninterrupted operation of the Adult Probation Department, and to provide for the services of a probation officer required to be in attendance in the court of Superior Judge Thomas M. Foley, 150 Otis Street, to investigate cases of adult offenders, funds for which have not been provided in the budget of the Adult Probation Department.

Recommended by the Chief Probation Officer, Adult Probation Department.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Recommended by the Chief Probation Officer, Adult Probation Department.

Finally Passed by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Continued on Motion to Reconsider.

Appropriating \$2,800 From Unappropriated Reserve for Civilian Defense and Creating Position of Assistant Director of Civilian Defense at \$400 Per Month, and Providing Funds for Period December 1, 1942, to June 30, 1943, for Such Position; an Emergency Ordinance.

(Series of 1939)

Bill No. 1997, Ordinance No. , as follows:

Appropriating the sum of \$2,800 from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1, creating the position of one B90.2 Assistant Director of Civilian Defense at \$400 per month, and providing funds for the compensation therefor for the period December 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,800 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1, to provide funds for the compensation of one B90.2 Assistant Director of Civilian Defense at \$400 per month for the period December 1, 1942, to June 30, 1943.

Section 2. The position of one B90.2 Assistant Director of Civilian Defense at \$400 per month is hereby created.

Section 3. This ordinance is passed as an emergency measure, the nature of such emergency being set forth in Ordinance No. 1830 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Recommended and approved by the Mayor, President of San Francisco Civilian War Council.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Recommended by Finance Committee. Supervisor Uhl voting "No."

Discussion.

In connection with the foregoing bill, and the bill immediately following, the Clerk presented draft of amendment to the Salary Ordinance, which, as written, provided for setting up in the Salary Ordinance an additional position, Assistant Director of Civilian Defense, at \$400 per month; an additional General Clerk-Stenographer, at \$155 per month; and a position, Secretary, Civilian Protection Planning Committee, Civilian War Council, at \$250 per month, and eliminating position, Secretary, Advisory Board, at same salary. The proposed amendment also provided for correction of the title of the section.

The City Attorney, in reply to questioning, informed the Board that the passage of the proposed Salary Ordinance amendment, as presented, would not eliminate any positions now established, except that of Secretary, Advisory Board. That position would, in effect, be continued under a different classification.

The Controller, who was present in the chambers, advised that the Salary Ordinance merely set up positions which had heretofore been created. For that reason, the foregoing bill, creating the position of an additional Assistant Director of Civilian Defense, and appropriating the funds therefor, should first be acted on. Also, the bill immediately following, creating an additional position of General Clerk-Stenographer, and appropriating the funds therefor, should be acted on.

Thereupon, the Board considered the foregoing bill.

Mr. John Helms, Director of Civilian Defense, explained in detail the need for an additional Assistant Director of Civilian Defense, and outlined the duties for which that employment was needed.

Supervisor Uhl objected to the proposed employment. The duties outlined by Mr. Helms, Supervisor Uhl contended, would be duplications of functions of existing agencies. He was opposed to the creation of a new position.

Supervisor Mead pointed out that while he was, generally, in agreement with the Finance Committee's policy not to approve the creation of new positions, this was an exception. He could not be a party to hindering the Civilian War Council, or any branch thereof, from functioning. As to the needs of that department, he would be guided by the recommendations of Mr. Helms and Mr. McKeon.

Supervisor Colman, member of the Civilian War Council by virtue of his office as President of the Board, stated there was an urgent need for the creation of the position of Assistant Director of Civilian Defense. Ambassador Joseph Grew and General Wilson, who had served at Corregidor, have both called attention to the serious situation in which San Francisco is placed. Civilian Defense is one of San Francisco's greatest problems. The work is bogging down; more help is needed. Supervisor Colman agreed with Supervisor Mead regarding

the creation of new positions. However, this employment is constructive and necessary. He would vote for it.

Mr. Helms, in answer to questioning by Supervisor Shannon, announced that the qualifications for the position were experience in community organization and activities, and executive ability. He had no one in mind for the position.

Thereupon, Supervisor Shannon announced that when the position of Director of Civilian Defense was created, and later the position of Assistant Director of Civilian Defense, the Board knew who were to be appointed to those positions. Before voting for the creation of this additional Assistant Director of Civilian Defense, he desired to know whom it was intended to be appointed.

Supervisor MacPhee reported on the Finance Committee consideration of the proposed creation of the new position. This position, stated Supervisor MacPhee, was not for civilian protection. This position is for a person to coordinate all the efforts in regard to nutrition, foods, housing, etc. He believed the federal and state governments would coordinate such activities. He was not satisfied, Supervisor MacPhee continued, that sufficient effort had been made to secure a volunteer for this position. Until he could be satisfied that it would be impossible to find a volunteer for the position, he would not vote for it. Supervisor MacPhee believed, too, that the creation of more high paid jobs would injure the morale in the ranks of Civilian Defense workers.

Mr. Helms, in answer to questioning by Supervisor Roncovieri as to the specific duties to be assigned to the additional Assistant Director of Civilian Defense, stated that there are two phases in Civilian Defense activities: (1) Civilian Protection, and (2) Civilian War Activities. The additional requested Assistant Director is to work with all the various agencies involved with the second phase. In answer to questioning by Supervisor Uhl, Mr. Helms further reported that additional employments were still to be requested. It is hoped that some of those employments could be made by transfer of employees in various city departments. There will be need for someone to assist in the development of the transportation problem; someone to assist air raid wardens, and there will be need for stenographic employments.

Supervisor Uhl thereupon recommended that the entire "set-up" be presented to the Finance Committee for consideration instead of bringing it up piecemeal. He would vote "No" on the present legislation.

Supervisor Colman objected to views expressed by Supervisor Uhl. If the recommendations of the people entrusted with Civilian Defense are ignored, how can it be determined whether requested employments are necessary? Such attitude indicates a lack of confidence in those appointed to administer the duties of Civilian Defense.

Supervisor MacPhee thereupon denied that any lack of confidence had been shown. In support of his statement he cited the approval of creation of position of Director of Civilian Defense, followed by the creation of the position of Assistant Director of Civilian Defense. Automobiles had been purchased for air raid wardens; headquarters have been rented throughout San Francisco; stenographers have been employed for all such offices; automobiles have been furnished for auxiliary policemen. There has been no lack of confidence shown. However, no showing has been made that it is impossible to secure a volunteer employee for the position now sought to be created. Neither has there been a showing that the federal government will not accept the responsibility for functions proposed to be assigned to this requested appointee. No statement has been made that the morale of the workers will not be harmed by the creation of this position.

Thereupon, Mr. Helms stated that the Federal Government has charged the Civilian War Council to undertake the activities named.

Supervisor Mead thereupon stated that it was evident that it would be impossible to secure nine votes in favor of the proposed appropriation creating the position of Assistant Director of Civilian Defense. For that reason he believed it would be better to postpone action for one week, and he would so move. Motion failed for want of a second.

Thereupon, Supervisor Shannon moved that the entire matter be re-referred to Finance Committee. Since there is no one in mind for the position, no harm can come from re-reference to committee. When it is decided who is desired for the position, it will be time to create the position. For that reason he was moving re-reference to Finance Committee in the hope that the Civilian War Council will be able to obtain someone for the position.

Motion seconded by Supervisor Mead.

Supervisor Brown opposed the motion. The situation, he held, was susceptible to debate. The Board has placed responsibility in the hands of the people who are making their recommendation. If the Board does not accept their recommendations, it must be held responsible itself for whatever may happen.

Supervisor Colman opposed the motion. The Board has no right in the choice of an appointee. That is the Mayor's responsibility. The Board has only the right to create the position and to appropriate the money therefor.

Supervisor Shannon differed from the views expressed by Supervisors Brown and Colman. The position proposed to be created is a most important one, and the Board should have some knowledge as to the proposed appointee. The Board knew, on previous occasions, who were to fill the positions of Director and Assistant Director.

Thereupon, the roll was called and the motion to re-refer to committee was *defeated* by the following vote:

Ayes: Supervisors Gallagher, MacPhee, Mead, Shannon, Uhl—5.

Noes: Supervisors Brown, Colman, Green, Meyer, Roncovieri—5.

Absent: Supervisor O'Gara—1.

Refused Passage.

Whereupon, the roll was again called and the foregoing bill was *refused passage* by the following vote:

Ayes: Supervisors Brown, Colman, Green, Mead, Meyer, Roncovieri—6.

Noes: Supervisors Gallagher, MacPhee, Shannon, Uhl—4.

Absent: Supervisor O'Gara—1.

Consideration Continued on Motion for Reconsideration.

Before the result of the foregoing vote was announced, Supervisor Colman changed his vote from "Aye" to "No" and moved for reconsideration at the next meeting of the Board. Motion seconded by Supervisor Meyer and Mead.

The vote then stood:

Ayes: Supervisors Brown, Green, Mead, Meyer, Roncovieri—5.

Noes: Supervisors Colman, Gallagher, MacPhee, Shannon, Uhl—5.

Absent: Supervisor O'Gara—1.

Point of Order.

Supervisor Shannon raised a point of order, stating that Supervisor Colman had voted with the majority, and could not change his vote to move for reconsideration.

The chair (Supervisor Gallagher, who was presiding temporarily at the request of the President) ruled that although Supervisor Colman

had voted with the majority, the majority had not prevailed, inasmuch as the appropriation had required nine votes for approval. For that reason, Supervisor Colman had the right to change his vote, and the matter would properly be before the Board at its next meeting, pursuant to motion to reconsider.

Final Passage.

Amending Salary Ordinance as to San Francisco Civilian War Council by Adding One Position of General Clerk-Stenographer; an Emergency Ordinance.

(Series of 1939)

Bill No. 1998, Ordinance No. 1889, as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 4a, SAN FRANCISCO CIVILIAN DEFENSE COUNCIL, by increasing the number of positions under item 5 from 13 to 14 B408 General Clerk-Stenographer at \$155 per month, and by correcting the title of the section to read "SAN FRANCISCO CIVILIAN WAR COUNCIL." An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 4a, is hereby amended to read as follows:

Section 4a. SAN FRANCISCO CIVILIAN WAR COUNCIL

The following positions are not established as continuing positions but "as needed" when services are required and funds are provided.

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B52	Assistant Supervisor, Public Information and Instruction Service.....	\$ 300
1.1	1	B54	Publicity Director (part time).....	100
2	1	B90.1	Director of Civilian Defense.....	600
2.1	1	B90.2	Assistant Director of Civilian Defense.....	400
2.2	1	B90.3	Coordinator, Price and Rationing Program	500
3	1	B210	Office Assistant	106
3.1	1	B222	General Clerk (part time).....	75
4	1	B310a	Tabulating Alphabetic Key Punch Operator	155
5	14	B408	General Clerk-Stenographer	155
6	1	B419.2	Secretary, Advisory Board	250
7	1	B454	Telephone Operator	150
8	24	B512	General Clerk-Typist	155
9	1	G300	Supervisor, Volunteer Registration.....	225

Section 2. This ordinance is passed as an emergency measure, effective immediately, the nature of such emergency being set forth in Ordinance No. 1830 (Series of 1939), and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Civilian War Council.

Discussion.

The foregoing bill, as originally presented, was discussed at length. Inasmuch as the bill, as originally presented, was not in accord with the Finance Committee recommendation, and since the creation of position of Assistant Director of Civilian Defense had not been approved by the Board, Supervisor MacPhee moved that all reference to the additional Assistant Director of Civilian Defense be deleted, as well as reference to position of Secretary, Civilian Protection Plan-

ning Committee, Civilian War Council, and that further discussion be postponed temporarily awaiting properly rewritten legislation. Motion seconded by Supervisor Gallagher.

No objection, and so ordered.

Subsequently during the proceedings, Mr. Henderson, from the Civil Service Commission, presented Bill No. 1998, as herein printed.

Whereupon, the roll was called and the foregoing bill was finally passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor O'Gara—1.

Passed for Second Reading.

Appropriating \$1,010 From Unappropriated Reserve for Civilian Defense to Credit of Permanent Salaries, Director's Office, Civilian Defense, and Creating Position of B408 General Clerk-Stenographer at \$155 Per Month.

(Series of 1939)

Bill No. 2008, Ordinance No., as follows:

Appropriating the sum of \$1,010 out of Appropriation No. 202,000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202,110.79.1, Permanent Salaries, Director's Office, Civilian Defense, creating the position of one B408 General Clerk-Stenographer at \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated the sum of \$1,010 out of Appropriation No. 202,000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202,110.79.1, Permanent Salaries, Director's Office, Civilian Defense, to provide funds for the compensation of one B408 General Clerk-Stenographer at \$155 per month.

Section 2. The position of one B408 General Clerk-Stenographer at \$155 per month in the office of the Director of Civilian Defense is hereby created.

Recommended and approved by the Mayor, Executive Head of San Francisco War Council.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervsors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri,, Shannon, Uhl—10.

Absent: Supervisor O'Gara—1.

Adopted.

Cancellation of Taxes—Property Acquired by the United States of America.

(Series of 1939)

Resolution No. 3067, as follows:

Resolved, In accordance with the consent of the City Attorney, and pursuant to Section 4986 of the Revenue and Taxation Code of the State of California, that the Controller, in his capacity as County Auditor, be and he is hereby authorized and directed to cancel the taxes for the year 1942-1943 which became a lien on the first Monday in March, to-wit, March 2, 1942, on the following described property:

Commencing at the point of intersection of the northerly line of North Point Street and the easterly line of Powell Street; running thence northerly and along said line of Powell Street 275 feet to the southerly line of Beach Street; thence at a right angle easterly along said line of Beach Street 412 feet 6 inches to the westerly line of Stockton Street; thence at a right angle southerly along said line of Stockton Street 215 feet; thence at a right angle westerly 137 feet 6 inches; thence at a right angle northerly 77 feet 6 inches; thence at a right angle westerly 137 feet 6 inches; thence at a right angle southerly 137 feet 6 inches to the northerly line of North Point Street; thence at a right angle westerly along said line of North Point Street 137 feet 6 inches to the point of commencement. Being part of North Beach Block No. 11.

All of Lots 3, 4 and 5 in Block 19 as shown on the City and County of San Francisco Assessor's Block Book, the entire plot of which is more particularly described as follows:

Beginning at a point formed by the intersection of the westerly line of Stockton Street with the northerly line of North Point Street, and running thence northerly along said line of Stockton Street 60 feet; thence at a right angle westerly 137 feet 6 inches; thence at a right angle southerly 60 feet to the northerly line of North Point Street; and thence at a right angle easterly along said line of North Point Street 137 feet and 6 inches to the point of beginning.

Being a portion of North Beach Block number 11, also:

Beginning at a point on the northerly line of North Point Street distant thereon 137 feet 6 inches westerly from the northwest corner of North Point and Stockton Streets, and running thence westerly along said line of North Point Street 137 feet and 6 inches; thence at a right angle northerly 137 feet 6 inches; thence at a right angle easterly 137 feet 6 inches; and thence at a right angle southerly 137 feet 6 inches to the point of beginning.

Being portions of 50 Vara Block number 123 and containing 27,156.25 square feet more or less.

Commencing at the point of intersection of the northerly line of North Point Street and the westerly line of Mason Street; running thence westerly and along said line of North Point Street 275 feet; thence at a right angle northerly 275 feet to the southerly line of Beach Street; thence at a right angle easterly along said line of Beach Street 275 feet to the westerly line of Mason Street; thence at a right angle southerly along said line of Mason Street 275 feet to the point of commencement. Being part of North Beach Block No. 9.

Commencing at the point of intersection of the northerly line of North Point Street and the easterly line of Taylor Street; running thence northerly and along said line of Taylor Street 137 feet 6 inches; thence at a right angle easterly 137 feet 6 inches; thence at a right angle southerly 137 feet 6 inches to the northerly line of North Point Street; thence at a right angle westerly along said line of North Point Street 137 feet 6 inches to the point of commencement. Being part of North Beach Block No. 9.

Commencing at the point of intersection of the southerly line of Beach Street and the easterly line of Taylor Street; running thence southerly and along said line of Taylor Street 137 feet 6 inches; thence at a right angle easterly 137 feet 6 inches; thence at a right angle northerly 137 feet 6 inches to the southerly line of Beach Street; thence at a right angle westerly along said line of Beach Street 137 feet 6 inches to the point of commencement. Being part of North Beach Block No. 9.

Being a portion of Block 22, as shown on the City and County of San Francisco Assessor's Block Book, the plot being more particularly described as follows:

Beginning at a point formed by the intersection of the westerly line of Taylor Street with the southerly line of Beach Street, and running thence westerly along the southerly line of Beach Street 412 feet 6 inches to the easterly line of Jones Street; thence at a right angle southerly and along said easterly line of Jones Street 175 feet; thence at an obtuse angle southeasterly 420.97 feet more or less to a point in the westerly line of Taylor Street 16 feet northerly of the intersection of North Point Street and Taylor Street; thence at an acute angle and along the westerly line of Taylor Street 259 feet to the intersection of Beach Street and the point of beginning.

Being a portion of 50 Vara Block number 202 and containing 89,512.5 square feet more or less.

Being a triangular portion of Block 23, as shown on the City and County of San Francisco Assessor's Block Book, the entire plot of which is more particularly described as follows:

Beginning at a point formed by the intersection of the southerly line of Beach Street with the westerly line of Jones Street; running westerly along the southerly line of Beach Street 275 feet; thence at an acute angle southeasterly 313 feet 6 inches more or less to the westerly line of Jones Street; thence at an acute angle and along the westerly line of Jones Street northerly 150 feet to the intersection of Beach Street and the point of beginning.

Being a portion of 50 Vara Block number 231 and containing 20,625 square feet more or less.

Said property was acquired by the United States of America subsequent to the first Monday in March, 1942, to-wit, on the 24th day of April, 1942.

Approved as to form and cancellation recommended by the City Attorney.

Approved by the Controller.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Passed for Second Reading.

Authorizing Public Welfare Commission to Expend Moneys From Robinson Bequest Fund for Services or Merchandise.

(Series of 1939)

Bill No. 2009, Ordinance No. , as follows:

Amending Ordinance No. 106 (Series of 1939), "An ordinance establishing a procedure for the expenditure of interest accruing to the Robinson Bequest Fund; authorizing the Public Welfare Commission to direct the expenditure of money from this bequest fund; repealing all orders or ordinances or parts of orders or ordinances in conflict herewith" by adding a new section to provide for the granting of aid hereunder in services or merchandise.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. A new section is hereby added to Ordinance No. 106 (Series of 1939), "An ordinance establishing a procedure for the expenditure of interest accruing to the Robinson Bequest Fund; authorizing the Public Welfare Commission to direct the expenditure of money

from this bequest fund; repealing all orders or ordinances or parts of orders or ordinances in conflict herewith," as follows:

"Section 7. The Public Welfare Commission may, as an alternative to granting aid as hereinabove provided, grant aid in services or merchandise to persons who are eligible to receive such aid hereunder."

Recommended by the Director of Public Welfare.

Approved by the Mayor.

Approved by the Public Welfare Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Re-referred to Committee.

Requesting California State Railroad Commission to Reduce Fares of Market Street Railway.

(Series of 1939)

Resolution No., as follows:

Whereas, after application by the California Street Cable Railway Company for an increase in fares, from five to seven cents, the Railroad Commission of the State of California authorized an increase from five to six cents, effective December 1, 1942, and conditioned such increase upon an interchange of transfers with certain of the lines of the Municipal Railway and the Market Street Railway Company; and

Whereas, an examination of the reports of the Market Street Railway Company made to the Railroad Commission shows a substantial increase in operating revenue and net income during and since the year 1941; and

Whereas, with business on the uptrend; with most able-bodied persons engaged in gainful employment and finally because of tire and gas rationing the cars of the San Francisco traction companies are now swelled to capacity, it appears reasonable and possible to effect a reduction in the fares of the Market Street Railway Company, as well as possible further concessions in connection with transfer privileges; and

Whereas, such action, if taken by the Railroad Commission would redound to the benefit of great numbers of the car riding public of San Francisco; now, therefore, be it

Resolved, That this Board of Supervisors does hereby petition the Railroad Commission of the State of California and does urge that, on its own motion, the Commission institute proceedings for the review of the rates of fare and transfer obligations of the Market Street Railway Company with a view to the reduction of the fare from seven to at least six cents; for increased transfer privileges and for such other and further relief as the Commission finds it possible to afford; and be it

Further Resolved, That if and when the Railroad Commission shall institute the aforementioned proceedings, the City Attorney be and is hereby authorized and requested to appear and support, on behalf of the people of the City and County of San Francisco, the proposal for a reduction in the fares of the Market Street Railway Company and for such other concessions as in the judgment of the Railroad Commission may be deemed proper; and be it

Further Resolved, That copies of this resolution be sent to the Railroad Commission of the State of California and to the City Attorney.

On motion by Supervisor Mead, seconded by Supervisor Green, the foregoing bill was *re-referred to Finance Committee*.

Adopted.**Appointment of John McLaughlin as Director of the Golden Gate Bridge and Highway District.**

(Series of 1939)

Resolution No. 3068, as follows:

Resolved, That the Board of Supervisors of this City and County does hereby elect John McLaughlin as Director of the Golden Gate Bridge and Highway District for the City and County of San Francisco for a term of four (4) years. This appointment to become effective from and after December 24, 1942.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Appointment of Richard J. Welch as Director of the Golden Gate Bridge and Highway District.

(Series of 1939)

Resolution No. 3069, as follows:

Resolved, That the Board of Supervisors of this City and County does hereby elect Richard J. Welch as Director of the Golden Gate Bridge and Highway District for the City and County of San Francisco for a term of four (4) years. This appointment to become effective from and after December 24, 1942.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Appointment of Dan Del Carlo as Director of the Golden Gate Bridge and Highway District.

(Series of 1939)

Resolution No. 3070, as follows:

Resolved, That the Board of Supervisors of this City and County does hereby elect Dan Del Carlo as Director of the Golden Gate Bridge and Highway District for the City and County of San Francisco for a term of four (4) years. This appointment to become effective from and after December 24, 1942.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Appointment of George Kemper as Director of Golden Gate Bridge and Highway District.

(Series of 1939)

Resolution No. 3071, as follows:

Resolved, That the Board of Supervisors of this City and County does hereby elect George Kemper as Director of the Golden Gate Bridge and Highway District for the City and County of San Francisco for a term of four (4) years. This appointment to become effective from and after December 24, 1942.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Adopted.

The following recommendation of Finance, and County, State and National Affairs Committees was taken up:

Present: Supervisors MacPhee, Mead, Uhl, Gallagher.

Memorializing Governor-Elect and State Legislature for Return to Political Subdivision of at Least \$35,000,000 From Surplus in State Treasury.

(Series of 1939)

Resolution No. 3072, as follows:

Whereas, the surplus in the Treasury of the State of California now amounts to approximately \$60,000,000, which sum, under the present tax structure, will greatly increase during the ensuing biennium; and

Whereas, a proposal has been made, pursuant to which \$35,000,000 of such surplus would be returned to the counties, cities, school districts and other local governmental agencies for the relief of the staggering tax burden now borne by the constituents of those agencies; and

Whereas, consummation of the foregoing proposal would result in a reduction of local taxes in an amount estimated at fifty cents on each \$100 of assessed valuation; and

Whereas, because the taxing power of local political subdivisions is restricted almost entirely to levies on real property, the recent more modern and logical trend has properly provided new and increased subsidies from State and Federal Governments, both of which are practically unlimited as to sources for taxation; now, therefore, be it

Resolved, That this Board of Supervisors does hereby memorialize Governor-Elect Warren and the State Legislature to enact and approve such legislation as will provide for the allocation and return by subsidies, to the political subdivisions of the State, of at least the sum of \$35,000,000 out of the surplus existing in the Treasury of the State of California, which sum shall be used by local agencies to reduce the taxes on property.

Discussion.

Supervisor MacPhee reported on the Joint Committee's consideration of the foregoing resolution. At the previous meeting of the Finance Committee, the Assessor was present and advised the committee that the Assessors throughout the State had made a declaration of policy similar to the proposal set forth in the resolution, and that the Assessors intended to pursue the matter to its conclusion. It was suggested that the San Francisco Supervisors might meet with the State legislators and secure their help in getting the suggested legislation passed. Mr. Wolden has agreed to make the necessary appointments for meeting with the State legislators to discuss the matter.

Supervisor Gallagher suggested that it was the understanding in committee that all reference in the resolution itself to the State Legislature should be deleted.

Supervisor Roncovieri suggested that such reference be not deleted. He believed the State Legislature, as well as the Governor, should be memorialized by the Board of Supervisors.

Thereupon, the roll was called and the resolution, as presented, was *adopted* by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

Passed for Second Reading.

The following recommendations of Education, Parks and Recreation Committee were taken up:

Present: Supervisors Roncovieri, MacPhee.

Prohibiting Dogs in Either Union Square or Huntington Square.

(Series of 1939)

Bill No. 1980, Ordinance No., as follows:

Prohibiting dogs in either Union Square or Huntington Square.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Dogs shall not be permitted or allowed to enter or remain in either Union Square or Huntington Square.

Section 2. It shall be unlawful for any person owning or controlling, or having in his or her possession, or under his or her control any dog, to permit the same to enter or remain in Union Square or Huntington Square, or to take, carry or lead any dog into either of said Squares.

Section 3. Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not more than two hundred fifty dollars (\$250) or by imprisonment in the County Jail for not more than three (3) months, or by both such fine and imprisonment.

Approved as to form by the City Attorney.

Discussion.

Supervisors Green and Mead objected to the foregoing bill, inasmuch as it provided only for the prohibition of dogs from two parks, or squares. The legislation should apply to all the public parks and squares. Supervisor Mead stated he thought it was good legislation, but it should apply to every park and square. He objected, however, to the prohibition against carrying a dog through a park or square.

Supervisor Roncovieri, Chairman of the Education, Parks and Recreation Committee, pointed out that the proposed legislation has been requested by the Park Commission as trial legislation, and for these two parks only at this time. That Commission may return later and request amendment to include other parks.

Mr. Julius Girod, Assistant Superintendent, Golden Gate Park, announced that it would be fine if all the parks were to be included. He believed, however, that the Board should hear from the Park Commission on the matter, rather than from him.

Supervisor Green thereupon, proposed an amendment to include all the parks in San Francisco. However, no motion to that effect was made.

Supervisor Mead suggested re-reference to committee and that the committee study an ordinance in effect in New York City, with the thought in mind of considering and presenting legislation to take care, not only of the parks, but of sidewalks, as well, and he would so move. Motion seconded by Supervisor Green.

Thereupon, Supervisor MacPhee moved temporary postponement of further consideration.

No objection, and so ordered.

Subsequently during the proceedings consideration of the foregoing bill was resumed.

Supervisor Roncovieri moved that the bill be amended to include all parks. Motion seconded by Supervisor Mead.

Supervisor MacPhee objected to the motion. Supervisor Brown also objected.

Thereupon, the roll was called and the motion to amend was *defeated* by the following vote:

Ayes: Supervisors Green, Mead, Meyer, Roncovieri, Uhl—5.

Noes: Supervisors Brown, Colman, Gallagher, MacPhee, Shannon—5.

Absent: Supervisor O'Gara—1.

Mr. Thomas Langdon, Secretary, Park Commission, reported that the Commission would prefer to see all parks closed to dogs. However, the request was made only for two of the most important parks.

Thereupon, the roll was called and the foregoing bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Meyer, Roncovieri, Shannon, Uhl—9.

No: Supervisor Mead—1.

Absent: Supervisor O'Gara—1.

Adopted.

Park Commission Requested to Restore Rivera-Palou Cross on Sutro Heights.

(Series of 1939)

Resolution No. 3073, as follows:

Resolved, That, pursuant to the request of the San Francisco Historical Society, the Park Commission give consideration to the restoration of the Rivera-Palou Cross on Sutro Heights.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—9.

Absent: Supervisors Brown, O'Gara—2.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Authorizing Execution of Contract for Salary Standardization Survey.

(Series of 1939)

Supervisor MacPhee presented, with Finance Committee recommendation:

Bill No. 2010, Ordinance No. 1890, as follows:

Authorizing the Purchaser of Supplies to enter into a contract with the Public Administration Service, an Illinois Corporation, for the purpose of assisting the Civil Service Commission in making the necessary surveys and investigations as required by Section 151 of the Charter as the same now exists and as amended by vote of the electors of the City and County of San Francisco on November 3, 1942; an emergency ordinance.

Whereas, it is provided by Section 151 of the Charter of the City and County of San Francisco, as the same is now in force and which has been amplified by an amendment to said section approved by the electors of the City and County of San Francisco on the 3rd day of Novem-

ber, 1942, that it is the duty of the Civil Service Commission to submit to the Board of Supervisors a schedule of compensations which shall include all classifications, positions and places of employment and the wages and salaries for which are subject to classification under said section, which said classifications shall be based on like compensations for like services and shall provide for a minima, intermediate and maxima compensation and for the method of advancing the salaries of all employees provided for in said schedule; and

Whereas, before the said Civil Service Commission can prepare and present to the Board of Supervisors said schedule of compensations it is necessary that a survey of the existing compensations of all employees of the City and County of San Francisco shall be made and compared with wages and salaries prevailing in private employment and in other comparable governmental organizations; and

Whereas, the Public Administration Service, an Illinois corporation, which has available a trained staff for the making of such a survey, has offered to aid and assist the said Civil Service Commission in making the necessary surveys and investigations at a cost not to exceed the sum of \$7,000; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Purchaser of Supplies is hereby authorized to enter into a contract with said Public Administration Service, an Illinois corporation, to make for the Civil Service Commission of the City and County of San Francisco such surveys and investigations as may be necessary to obtain adequate data on the wages and salaries prevailing in private employment or in other comparable governmental organizations for positions and employments which involve like service and working conditions to those in the San Francisco municipal employment, compensations for which are subject to the provisions of Section 151 of the Charter, and to analyze such data and make reports thereon to the said Civil Service Commission not later than February 15, 1943, and from time to time to confer with the said Civil Service Commission in respect thereto, and to analyze and report on the validity of any protests or petitions that may be filed relating to such reports, and also to assist the Civil Service Commission in presenting and validating such recommendations as the Civil Service Commission may make to the Board of Supervisors based on the aforesaid reports and investigations.

Section 2. The sum to be paid to said Public Administration Service shall be in such amounts and at such times as may be provided for in the agreement between the Purchaser of Supplies and said Public Administration Service.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors does by the vote by which this ordinance is passed declare that an actual emergency exists which necessitates this ordinance becoming effective forthwith, the nature of said emergency being that the aforesaid report must be received by the Civil Service Commission from said Public Administration Service in time to make the recommendations of said Civil Service Commission to the said Board of Supervisors for the budget for the coming fiscal year and therefore this ordinance must become effective forthwith in order to comply with the limitations of time as established by law for the filing of said recommendation by said Civil Service Commission so that any changes in the present compensations may be provided for in the budget for the coming fiscal year.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor O'Gara—1.

Proclaiming "War Housing Week," and Appointment of Citizens
Committee Therefor.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3062, as follows:

Whereas, the problem presented by the migration to San Francisco of persons engaged in and necessary to the war effort becomes increasingly aggravated and acute; and

Whereas, it is reliably reported that persons who will come into San Francisco in the immediate future will be forced into sub-standard shelter or will find no shelter at all; and

Whereas, it is reported that early next year San Francisco will be required to provide housing accommodations for a further influx of workers, estimated at approximately 50,000 persons, including war workers and their families; and

Whereas, chaos, suffering and possible pestilence will result unless immediate and effective action is taken to provide suitable living quarters for the population of San Francisco as at present constituted as well as for the greatly increased numbers soon to arrive; and

Whereas, a logical solution to the problem would seem to require immediate and decisive action to accomplish the following:

1. A reliable and continuing estimate from authoritative source to determine, as nearly as possible, the number of persons for whom housing is or will be required in San Francisco.
2. A census or survey to determine the increased number of persons who can be accommodated under the housing facilities in San Francisco as presently constituted.
3. A program of public education and persuasion in an endeavor to make presently vacant or surplus housing accommodations available for persons who now are, or in future will be, in need of living quarters in San Francisco.
4. Planned and concerted effort on the part of the interested and responsible agencies for the purpose of procuring such new construction of dwellings, public or private, as may be absolutely necessary to supplement the existing housing inventory, to the end that adequate housing may be provided for essential immigrant war workers; and

Whereas, in order to inaugurate and carry out such a program as is heretofore outlined, public attention should be focussed upon the matter and a representative committee appointed to consummate the foregoing purposes; now, therefore, be it

Resolved, That his Honor the Mayor be and is hereby respectfully requested to proclaim the week commencing January 17, 1943, "War Housing Week"; and be it

Further Resolved, That his Honor the Mayor be and is hereby respectfully urged to appoint a Citizens' Committee whose function and duty it shall be, commencing during "War Housing Week," to inaugurate plans and proceedings for the accomplishment of the foregoing purposes, said committee to number among its members:

1. Representatives of the armed forces.
2. Representatives of the War Man Power Commission.
3. Representatives of the various housing administrations.
4. Representatives of the Maritime Commission.
5. Representatives of Industrial plants and organizations.
6. Representatives of all civic and improvements clubs.

7. Representatives of labor organizations.
8. Representatives of various property owners associations.
9. Representatives of business and professional associations.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor O'Gara—1.

Commending Most Highly, Convention Activities of the Northern California Chapter, Associated General Contractors.

(Series of 1939)

Supervisor Mead presented:

Resolution No. 3074, as follows:

Whereas, the War Conference and Twenty-fourth Annual Convention of the Northern California Chapter, Associated General Contractors of America, saw its conclusion in a brilliant banquet at the Palace Hotel on Saturday night, December 12, 1942; and

Whereas, during the two-day convention and banquet combined, over two thousand contractor-delegates and their guests, most of whom came from other parts of California, were given the benefit of a comprehensive program of construction activities by representatives of the armed forces, government officials and others, including Governor-elect Earl Warren; and

Whereas, great benefits will accrue to the City and County of San Francisco from the publicity, advertising and other gains which have resulted in substantial increased incomes to various San Francisco taxpayers; now, therefore, be it

Resolved, That this Board of Supervisors does commend most highly the convention activities of the Northern California Chapter, Associated General Contractors of America, conducted by its President, Oscar Fredrickson, its directors and personnel, and does urge that the Chief Administrative Officer, and other City officials, place every facility at the disposal of the Association to the end that the yearly conventions may culminate in that success which is traditional to them; and be it

Further Resolved, That copies of this resolution be sent to the Chief Administrative Officer and to the Northern California Chapter, Associated General Contractors.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon, Uhl—10.

Absent: Supervisor O'Gara—1.

Office of Price Administration Petitioned to Increase Gasoline Ration for San Francisco Motorists.

(Series of 1939)

Supervisor Roncovieri presented:

Resolution No. , as follows:

Whereas, the people of the Pacific Coast were allocated, through the application of an unknown formula, four gallons of gasoline each week as the basic amount of fuel required by an owner of a private passenger automobile, each gallon of gasoline representing fifteen miles of driving, or a total of sixty miles a week; and

Whereas, the Pacific Coast and particularly our City of San Francisco are considered by our military authorities to be a major target for enemy attack, and our inhabitants instructed to be prepared for evacuation when required; and

Whereas, the topography of San Francisco, with its hills and steep grades, and its numerous traffic signals and arterial stops requires a higher average consumption of gasoline for each automobile mile driven than that which applies to a comparatively level municipality of less population density; now, therefore, be it

Resolved, That this Board of Supervisors petition the Office of Price Administration to grant residents of San Francisco owning private passenger automobiles a sufficient increase in the basic amount of gasoline permitted that will enable such residents of San Francisco to be prepared to meet any emergency caused by enemy attack or need for evacuation and which will place them on a par with residents of communities where the climate and topography aid in obtaining a greater mileage for each gallon of gasoline without, by the use of such additional gasoline allowance, increasing the consumption of rubber, the conservation of which is the basis of such gasoline rationing.

Referred to Public Health and Welfare Committee.

Amending Section 46(b) of Article 1, Chapter V (Health Code), Part II of the San Francisco Municipal Code, Pertaining to the Release of Animals by the Poundkeeper, by Providing for the Release of Dogs to the Armed Forces of the United States During Time of War, Without Payment of Charges.

(Series of 1939)

Supervisor Shannon presented:

Bill No., Ordinance No. as follows:

Amending Section 46(b) of Article 1, Chapter V (Health Code), Part II of the San Francisco Municipal Code, pertaining to the release of animals by the Poundkeeper, by providing for the release of dogs to the armed forces of the United States during time of war, without payment of charges.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 46(b), Article 1, Chapter V (Health Code), Part II of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 46(b). Release Upon Payment of Charges, etc.—Exceptions. No animal shall, under any circumstances, be released by the Poundkeeper or his deputies until all the fines and charges imposed thereon, as provided by this section, shall have been paid. *Provided, however, that any dog which may be of service to the armed forces of the United States of America during time of war and which dog shall have been requisitioned for such purposes by the duly appointed procurement agency, shall be released to said agency by the Poundkeeper or his deputies without charge; and provided further, that if it shall be made to appear to the Poundkeeper that any of the animals impounded by him, mentioned in subdivision (1) of subsection (a) hereof, have broken out, or were let out, of the fenced enclosure of the owner without fault on his part, the Poundkeeper shall release the said animals without charge. If the said Poundkeeper refuses to release any such animal, and the owner pays the demanded charges, the owner may apply by petition to the Board of Supervisors to have such charges refunded, and the Board of Supervisors shall order the repayment, without cost to the owner, of the charges so paid if it shall appear that the said animals broke out, or were let out, of the fenced enclosure of the owner without fault on his part.*

Approved as to form by the City Attorney.

Referred to Finance Committee.

Amending Section 275, Article 8, Chapter IV, Part II of the San Francisco Municipal Code, "Regulations, All Establishments," by Establishing Additional Requirements in Connection With Flame-Proofing of Inflammable Materials.

(Series of 1939)

Supervisor Uhl presented:

Bill No., Ordinance No., as follows:

Amending Section 275, Article 8, Chapter IV, Part II of the San Francisco Municipal Code, "Regulations, All Establishments," by establishing additional requirements in connection with flame-proofing of inflammable materials.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 275, Article 8, Chapter IV, Part II of the San Francisco Municipal Code, "Regulations, All Establishments," is hereby amended to read as follows:

Section 275. **Regulations, All Establishments.** The following regulations shall apply to all establishments in any place, room or space, upon or within any building or structure, where any alcoholic beverage and food of any kind or character is served, and where a theatrical, operatic, vaudeville or dancing performance, or any combination of such performance, is conducted or permitted upon the floor, a platform, or a stage, upon or within said place, room or space, which may be in operation on the 5th day of November, 1936, as well as to all such establishments which may hereafter be operated, maintained or conducted.

NOTE: Amendments are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed [].

(a) All drapes, hangings, curtains, decorations, or *inflammable materials of any character*, including curtains, drapes and hangings on or over *doors and* windows shall be fire-proofed **[and kept permanently fire-proofed]** *semi annually commencing January 1, 1943, to the satisfaction of the Bureau of Fire Prevention and Public Safety. A notice shall be posted in a conspicuous place on the premises where such inflammable materials are kept, installed, or used, such notice to indicate the last date upon which said inflammable materials were flame-proofed and the name of the inspector who last examined and determined that said inflammable materials complied in every respect with the provisions of this Article. All imitation leather furnishings or appointments in such establishments shall be covered with fire-proofed materials.* Whenever the said Bureau shall determine that any **[drape, hanging, curtain or decoration]** inflammable material in such establishment **[has ceased to be fire-proofed]** *has lost its fire resistant qualities*, the Bureau shall cause the same to be removed or to be re-fire-proofed to the satisfaction of said Bureau.

(b) No drapes, hangings, curtains or decorations shall be installed in any such establishment without approval therefor being first had and obtained from the Bureau of Fire Prevention and Public Safety. In this connection a sample of the fire-proofed material from which said drapes, hangings, curtains or decorations are proposed to be made shall be furnished to the Bureau of Fire Prevention and Public Safety for its inspection.

(c) The doors serving as exits, or leading to exits, from any such establishment shall be arranged so as to open outwardly and shall be of such width as, in the opinion of the Bureau of Fire Prevention and Public Safety, shall be sufficient to provide a safe means of exit for all patrons and employees of said establishment in case of fire or other panic. Said doors shall remain unlocked during the time said establishment is open to the public or shall be equipped with panic bolts ap-

proved by the Bureau of Fire Prevention and Public Safety. All doorways and passageways leading thereto shall be kept clear and unobstructed. When permission is granted by the Bureau of Fire Prevention and Public Safety to allow exits to open on an alley or open court, said alley or open court must be kept clear and unobstructed and well lighted at all times. In lieu of satisfactory means of egress from any such establishment the Bureau of Fire Prevention and Public Safety may, as safety measures, order the installation of an approved automatic sprinkler system and/or the installation of metallic fire escapes with stairway extensions suspended from the first balcony of said escape which, when operated shall reach the ground. The kind and location of said equipment shall be approved by the Bureau of Fire Prevention and Public Safety and the construction thereof shall be in accordance with the direction of the Bureau of Building Inspection of the Department of Public Works.

(d) No windows shall be obstructed in any manner. All windows opening onto a fire escape shall be of the French type windows opening outward, but so hung as not to obstruct when in an open position, said fire escape, provided, however, that windows of the double-hung type which, when in the open position, will provide a clear and unobstructed space not less than thirty (30) inches in width, nor less than thirty-six (36) inches in height, the top of the stool or sill of which shall not be more than thirty (30) inches in height above the floor level, or a door, opening outward onto said fire escape and so constructed as not to obstruct, when in the open position, the said fire escape, shall be permitted in lieu of said French-type windows.

(e) Open flames shall not be permitted in any such establishment except where said flames are used for cooking purposes, provided, however, that a system of gas illumination for emergency purposes will be permitted when approved by the Bureau of Fire Prevention and Public Safety. The use of candles on tables for purposes of decoration or/and illumination may be permitted if said candles, when lighted, are protected in such manner as may be approved by the Bureau of Fire Prevention and Public Safety.

(f) In every such establishment where rooms are used as dressing rooms for entertainers or for storage purposes, the Bureau of Fire Prevention and Public Safety may require the installation therein of an approved system of automatic sprinklers, and the use and maintenance of such rooms shall be subject to such rules and regulations as may be prescribed by the Bureau of Fire Prevention and Public Safety.

(g) There shall be maintained in all such establishments at least two (2) fire extinguishers of a type approved by the Bureau of Fire Prevention and Public Safety, said extinguishers to be kept in good working order and to be recharged at least every six (6) months. Additional fire extinguishers shall be installed as may be required by said Bureau. All such extinguishers shall be placed in and about the premises as said Bureau may designate and the employees in and about said establishments shall be instructed in the proper care and operation of said extinguishers.

(h) All exits, including fire escapes, shall be indicated by electrically illuminated signs of such design and so located as may be prescribed by the Bureau of Fire Prevention and Public Safety, and said signs shall be kept burning continuously while said establishments are open to the public. No material or substance of any character shall be so placed as to prevent a clear and unobstructed view of said signs by all of the patrons and employees of the establishment concerned. All artificial illumination, except as in this ordinance otherwise provided, shall be electrical and where installed in exit signs, corridors, hallways and stairways shall be maintained on an electrical circuit separate and distinct from the normal illuminating system of the premises.

Referred to Police Committee.

Report on Meeting of Regional Development Council.

Supervisor Green, reporting on activities as Chairman of the County, State and National Affairs Committee, stated that he had attended a meeting of the Regional Development Council on Saturday, December 12, 1942. This council is composed of delegates from nine bay counties. At this meeting problems in respect to housing and transportation were discussed. At the meeting immediately prior to last Saturday, discussion was on the war effort. Before that the sewage problem was discussed. A great deal of good will has been built up in these meetings. The next meeting, two months hence, will be held in San Francisco, and Supervisor Green requested that as many members of the Board as possible attend that meeting. In conclusion, Supervisor Green presented a copy of the agenda of the latest meeting, which he requested the Clerk to read, and stated that he would file with the Clerk a written report on that meeting, and that a copy be sent to each member of the Board.

Supervisor Roncovieri moved that, inasmuch as San Francisco would be host at the next meeting of the Regional Development Council, the Finance Committee give consideration to an appropriation for that purpose.

No objection, and so ordered.

Called Out From Committee.

Supervisor MacPhee called out from Public Health and Welfare Committee, resolution presented by him on November 9, 1942, and referred to that committee, re waiving residential requirements, as set forth in Section 7 of the Charter, for officials and employees of the City and County, for the duration of the present emergency, to permit additional housing for defense workers.

After reading of the resolution, Supervisor MacPhee urged adoption of the "Resolve," omitting reference to the various "Whereases." Supervisor Roncovieri, however, requested re-reference to committee. Supervisor Shannon announced that he desired an opinion from the City Attorney as to legality of waiving the said Charter provision.

Supervisor MacPhee, thereupon, announced that he would not object to re-reference to committee, with the understanding that the resolution be reported to the Board at the next meeting.

Supervisor Shannon announced that he would call a meeting of the committee for Friday, December 18, 1942, at which time the resolution would be considered.

Thereupon, no objection being made, the resolution was *re-referred to the Public Health and Welfare Committee.*

Housing Accommodations for Service Men.

Supervisor MacPhee announced that the Civilian War Council was to meet in the evening (December 14, 1942) to consider a proposal to rent the quarters occupied by the Union League Club, to provide accommodations for service men. Because of the seriousness of the situation, the Board should act on the matter without delay, upon receipt of the recommendation of the Civilian War Council. For that reason, he would move that at the end of the day's business, the Board recess, to reconvene on Wednesday, December 16, 1942, at 2:00 p. m., in order to be in a position to discuss the proposal and take any necessary action thereon. Action would require nine votes, and it would be absolutely necessary to have full membership present.

However, after some discussion, in order that full membership could be present, Supervisor MacPhee changed his motion, to provide for meet-

ing on Thursday, December 17, 1942, at 2:00 p. m. Motion seconded by Supervisor Mead.

No objection, and so ordered.

Provision for Universal Street Car Transfer.

Supervisor MacPhee moved that his Honor the Mayor, and Mr. E. G. Cahill, Manager of Utilities, be requested to be present at the meeting of the Board of Supervisors, Monday, December 21, 1942, at 2:00 p. m. to discuss a proposal for a universal street car transfer.

No objection, and so ordered.

Congratulations to Mr. and Mrs. Fritz Goodwin.

Supervisor MacPhee announced the birth of a son to the wife of Mr. Fritz Goodwin, and suggested that the Clerk send a letter of congratulation to the mother, and wish her speedy recovery.

Supervisor Shannon, however, thought that the Board should extend congratulations to both Mr. and Mrs. Goodwin, and express the hope that their son would grow up to be as eminent scribe as is his father, and many other prominent reporters and columnists.

Motion carried by rising vote.

Completion of Valencia Street Low Cost Housing Project.

Supervisor Mead called attention to the Valencia Street Low Cost Housing Project, the completion of which has been delayed by inability to securing certain priorities. Priorities have now been obtained and the project will be completed within the next ten days. The project will house 250 families.

"Capital Hotel Rents Still Against City."

Supervisor Uhl read item from the San Francisco Call-Bulletin, entitled "Capital Hotel Rents Still Against City," reporting that a bill of \$1,697.13 was still outstanding for rent of hotel quarters and facilities at Sacramento, for which suit has been brought, not only against the City and County, but against seven Supervisors, some of whom are no longer members of the Board, and moved that the City Attorney use whatever means may be necessary to pay that bill. Motion seconded by Supervisor Brown.

After brief discussion, during which Supervisors Uhl, Mead and Roncovieri all stated they knew nothing about the bill and had no part in incurring same. Supervisor Colman announced that he had been told by the Controller that the expenditure was not a proper charge against city funds. Supervisor MacPhee also stated that the Chief Administrative Officer was willing to cooperate, but that the Controller would not approve payment of the bill.

The Chair further suggested that Supervisor Uhl withdraw his motion, and sit down with Supervisor Colman, with Supervisor MacPhee, the Controller and the City Attorney, in an endeavor to work out a solution to the problem.

Whereupon, Supervisor Uhl *withdrew his motion.*

Communications.

Communications, as follows, were presented, read by the Clerk, and acted on as noted:

From City Planning Commission, reporting on and recommending against proposed ordinance affecting Day Nurseries and Nursery Schools in First and Second Residential Districts during the present war emergency.

Referred to Public Buildings, Lands and City Planning Committee.

From his Honor the Mayor, report on appointment of committee to devise ways and means to improve San Francisco's hospitality facilities and to report findings to the Board, with its recommendations.

Referred to Public Health and Welfare Committee.

From Golden Gate Bridge and Highway District, Fifth Annual Report of Operations, 1941-1942.

Filed.

From "Dogs for Defense," presented by Supervisor Shannon, urging that provision be made for releasing dogs that may be used in the war effort from the Pound without charge.

Referred to Finance Committee.

From Supervisor O'Gara, telegram, expressing to the members of the Board and to the Clerk, gratitude for gifts presented him on his departure to assume his duties as Lieutenant in the United States Navy.

Filed.

From Purchaser of Supplies, with reference to requisition covering purchase of two service flags, and reporting that there will be installed in the rotunda of the City Hall a large service flag intended to commemorate all those in all departments who have joined the armed forces. In view of such installation the necessity for having separate flags in each department might be obviated.

Supervisor MacPhee suggested that the Board should have a separate service flag for Supervisor O'Gara to be placed in the chambers of the Board, said service flag to be purchased, if necessary, by subscription from members of the Board.

No objection, and so ordered.

RECESS.

The Board, at the hour of 5:40 p. m., pursuant to motion, recessed, to reconvene on Thursday, December 17, 1942, at 2:00 p. m.

DAVID A. BARRY, Clerk.

THURSDAY, DECEMBER 17, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Thursday, December 17, 1942, 2:00 P. M.

The Board of Supervisors met pursuant to recess.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Uhl—6. Absent: Supervisors Brown, O'Gara, Roncovieri, Shannon—4.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Roncovieri was noted present at 2:45 P. M.

Adopted.

Supervisor MacPhee presented, with Finance Committee recommendation:

Regarding Policy of the Board of Supervisors in Appropriation of Moneys to Provide Temporary Housing for Transient Members of the Armed Forces of the United States.

(Series of 1939)

Resolution No. 3077, as follows:

Regarding policy of the Board of Supervisors in appropriation of moneys to provide temporary housing for transient members of the armed forces of the United States.

Whereas, there are a large number of members of the armed forces of the United States who, while on temporary leave from their respective units, come to San Francisco and have great difficulty in obtaining suitable housing places even for the short time they are in the city; and

Whereas, the City and County of San Francisco is desirous of giving special care and attention to this particular class of person and is therefore desirous of entering into some agreement with the United Service Organization for the purpose of aiding in the care of said persons; now, therefore, be it

Resolved, That it is the sense of the Board of Supervisors that an appropriation, not to exceed Fifteen Hundred (\$1,500.00) Dollars per month for the remainder of the fiscal year, should be made either for the purpose of enabling the city to enter into a lease to obtain suitable buildings or accommodations to care for said members of the armed forces who are temporarily in the city, or to provide the necessary funds to enter into an agreement with the proper organization to care for the same; and be it

Further Resolved, That the Board of Supervisors favors the Union League Club of San Francisco as the best location for the caring of said members of the armed forces of the United States if the said Club can be obtained with due regard to the rights of the respective parties interested therein, and the Director of Property is hereby requested to endeavor to make suitable arrangements for the Union League Club building for the purposes herein set forth and to report the conditions under which the same can be obtained to this Board of Supervisors.

Approved as to form by the City Attorney.

Recommended by the Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Brown, O'Gara, Roncovieri, Shannon—4.

Adopted.

The following recommendation of his Honor, the Mayor, was taken up:

Leave of Absence—Honorable Adolph Uhl.

(Series of 1939)

Resolution No. 3078, as follows:

Resolved, That in accordance with the recommendation of his Honor, the Mayor, Honorable Adolph Uhl, member of the Board of Supervisors, be and he is hereby granted a leave of absence of two weeks commencing December 21, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Brown, O'Gara, Roncovieri, Shannon—4.

An Ordinance Amending Section 4, Article 1, Chapter II, Part II of the San Francisco Municipal Code by Adding Thereto Subdivision (i), Providing for Day Nurseries and Nursery Schools in Second Residential Districts During the Present War Emergency.

(Series of 1939)

Supervisor Uhl presented with recommendation of the Public Buildings, Lands and City Planning Committee:

Bill No. 2011, Ordinance No., as follows:

An ordinance amending Section 4, Article 1, Chapter II, Part II of the San Francisco Municipal Code by adding thereto subdivision (i), providing for day nurseries and nursery schools in second residential districts during the present war emergency.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 4, Article 1, Chapter II, Part II of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 4. **Second Residential District.** In a Second Residential District no building or premises shall be used and no building shall be constructed or altered which is arranged, designed or intended to be used for any purpose other than the purposes specified in Section 3 of this Article and those of a:

- (a) Tenement house or apartment house;
- (b) Flat;
- (c) Boarding or lodging house;
- (d) Hotel;
- (e) Library;
- (f) Police Station;
- (g) Fire Station;

(h) Health Institutions; Homes for the Aged and Nursing Homes; for the accommodation of not to exceed eight (8) inmates, provided, however, that no sign, advertising matter or other device of any character shall be displayed on any portion of the exterior of such building or premises which will give any outward indication of the character of its occupancy;

(i) Day Nursery or Nursery School, which character of use shall be permitted only during the present war emergency.

Passed for Second Reading by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Brown, O'Gara, Roncovieri, Shannon—4.

Subsequently during the proceedings, Supervisor Roncovieri, who was absent at the time of the foregoing roll call, announced that had he been present he would have voted "Aye" on the foregoing resolution, and he desired the record so to show.

No objection, and so ordered.

Adopted.

Requesting That a Portion of the Fighting Superstructure of the U. S. Cruiser San Francisco, Be Given to the City and County of San Francisco to Be Incorporated Into a Monument to Commemorate the Glorious Contribution of the Men and the Ship Toward the Preservation of Our National Security.

(Series of 1939)

Supervisor Gallagher presented:

Resolution No. 3075, as follows:

Whereas, the heroic efforts of the officers and men of the Cruiser San

Francisco has brought more historic fame to a holy and noble name; and

Whereas, like the city whose name it bears, the Cruiser San Francisco arose Phoenix-like above the waters of the Pacific and the havoc of its daring; and

Whereas, on its bridge stood one of San Francisco's sons, Rear Admiral Daniel Callaghan, Captain Cassin Young, and fellow officers, who gave the last great sacrifice of their lives that we might preserve their democracy; and

Whereas, the nobility of the daring and sacrifice of the men and officers of the Cruiser San Francisco will write them indelibly into the pages of American history; and

Whereas, the memory of their deeds should be preserved in concrete form in a public square in San Francisco; now, therefore, be it

Resolved, That the Board of Supervisors of the City and County of San Francisco respectfully requests of naval authorities that a portion of the fighting superstructure of the U. S. Cruiser San Francisco be given to this city to be incorporated into a monument to commemorate the glorious contribution of the men and the ship toward the preservation of our national security.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Brown, O'Gara, Roncovieri, Shannon—4.

Providing for Preparation and Consideration of Revised Refuse Collection Ordinance, and Submission to the Voters.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3076, as follows:

Whereas, the "Refuse and Collection Ordinance," adopted by the voters as an initiative measure at an election held November 5, 1932, has, after a test of ten years, proven inadequate and unsatisfactory both to the people of San Francisco and to the collectors of refuse; and

Whereas, it is essential and necessary that modern legislation be prepared to meet the needs of the present situation; now, therefore, be it

Resolved, That the Finance Committee, the Judiciary Committee and the Health Committee of this Board of Supervisors jointly be and they are hereby instructed to proceed at once with public hearings toward the end that proper legislation be prepared; and be it

Further Resolved, That the several firms, persons and corporations now engaged in refuse collection and garbage disposal, and other interested parties, be invited to attend the hearings of this joint committee and to submit, for the consideration of said joint committee, such legislation as they may deem requisite; and be it

Further Resolved, That the said joint committee be instructed to proceed with the greatest degree of promptitude in the consideration and consummation of this matter toward the end that a modern ordinance may be submitted to the voters for their consideration at the next special or general election held in the City and County of San Francisco.

Adopted by the following vote:

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, Meyer, Uhl—7.

Absent: Supervisors Brown, O'Gara, Roncovieri, Shannon—4.

Consideration of "No Parking" Proposals.

Supervisor Gallagher moved that the consideration of a recommendation to prohibit parking on certain streets be made a Special Order of Business for Monday, December 21, 1942, at 2:30 p. m.

No objection, and so ordered.

Meeting With State Legislators.

Supervisor MacPhee called attention to dinner at the St. Francis Hotel, arranged for Tuesday evening, December 22, 1942, for the purpose of discussing resolution re setting aside certain funds for return to the counties. At this dinner, San Francisco's State legislators are to be the guests of the City and County of San Francisco. In connection therewith, Supervisor Uhl moved that payment of the bill for the dinner be authorized by the Board of Supervisors. Motion seconded by Supervisor Gallagher.

No objection, and so ordered.

Expression of Appreciation and Congratulations for Successful San Francisco War Chest Campaign.

Supervisor Colman called attention to the successful conducting of the campaign for contributions to the San Francisco War Chest Fund. San Francisco's quota of \$3,120,000 has already been exceeded, although the drive is not yet ended. The contributions to date are \$3,134,000. There has been an unusually splendid and liberal response by labor. Three hundred thousand dollars has already been received from the two major labor organizations. As a result of the success of the campaign we can feel that there is a complete unity in San Francisco and that the sentiment that "San Francisco Knows How," really applies to this particular drive. Supervisor Colman desired to move that the Board of Supervisors express its appreciation and its pleasure for the wonderful result of this drive, to the officials and all the participants, including the several thousand people who walked the streets making solicitations for this fund, and especially to the ranks of labor for the magnificent manner in which they have responded to the call.

No objection, and so ordered.

Appreciation of Generosity in Contribution to San Francisco Chronicle's Christmas Fund.

Supervisor Mead announced that at the Annual Christmas Boxing Show of the San Francisco Chronicle, Mr. Bill Kyne donated \$250 for the San Francisco Chronicle Benefit Fund. Also, Mr. Kyne had donated \$10,000 for the men and officers of the United States Cruiser San Francisco. In conclusion, Supervisor Mead moved that the Clerk of the Board express to Mr. Kyne, the Board's appreciation for his generosity.

No objection, and so ordered.

ADJOURNMENT.

There being no further business, the Board, at the hour of 2:50 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors December 21, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing are true and correct copies of the Journals of Proceedings of said Board of the dates hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 54

Monday, December 21, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, DECEMBER 21, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, December 21, 1942,
2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—9.

Absent: Supervisors O'Gara, Uhl—2.

Quorum present.

President Jesse C. Colman presiding.

INDUCTION OF SUPERVISORIAL APPOINTEE JAMES JOSEPH GARTLAND TO SUCCEED SUPERVISOR GER- ALD J. O'GARA, ABSENT ON MILITARY LEAVE.

Communication From Supervisor O'Gara Requesting Military Leave.

The Clerk read the following communication from Supervisor Gerald J. O'Gara, dated Naval Training Station, University of Arizona, Tucson, Arizona, December 15, 1942:

Lt. Gerald J. O'Gara, U. S. N. R.,
Battalion 3, Company 3, Platoon 3,
Naval Training Station,
University of Arizona,
Tucson, Arizona,
December 15, 1942.

Board of Supervisors, City Hall, San Francisco.

Gentlemen: This is to advise you that I have been called to active duty in the United States Naval Reserve and, in compliance with orders, have today assumed such active duty at the Naval Training Station here.

The call into active service necessarily prevents me from performing my duties as a member of the Board of Supervisors of San Francisco and, therefore, I make application for a military leave under the provisions of Section 153 of the Charter. Said leave to be for the period of my service in the Navy, not to exceed, of course, the term for which I was elected.

While the Charter is somewhat silent as to whom this application should be made, I am making it both to you and to the Mayor, after discussing the matter with City Attorney John J. O'Toole.

Will you be good enough to ask the Civil Service Commission to concur in the granting of my leave. Also I request that you notify the Mayor that as far as you are concerned the leave has been granted.

With fond recollections of our months together, my kindest regards and best wishes, I am

Sincerely,

GERALD J. O'GARA, Supervisor.

Ordered made part of record.

**Appointment of James Joseph Gartland to Succeed Supervisor
O'Gara, Absent on Military Leave.**

Thereupon, the Clerk presented and read the following communication from his Honor the Mayor, to the Board of Supervisors, dated December 18, 1942, stating that he had received notice from Supervisor O'Gara that he (O'Gara) had been called into active duty and was at that time serving as Lieutenant in the Naval Forces at the Naval Training Station at Tucson, Arizona, and requesting military leave:

December 18, 1942.

Honorable Board of Supervisors,
City Hall, San Francisco, California.

Gentlemen: I have received today from Supervisor Gerald J. O'Gara, a notification that he has been called into active duty in the United States Navy, and is now serving as a Lieutenant in the Naval Forces at the Naval Training Station at Tucson, Arizona.

Mr. O'Gara has made application to me for a military leave of absence from his position as Supervisor for the period of his service in the Navy, not to exceed the term for which he was elected. In conformity with the provisions of Section 153 of the Charter, I have granted Mr. O'Gara's request and take this opportunity of advising you of my action, to the end that the proper notation may be made in the records of your Board which will account for his absence from his official position. A similar notice has been sent to the Controller and to the Civil Service Commission.

You are further advised that for the purpose of filling the vacancy which exists upon the Board of Supervisors, by reason of the military leave granted to Mr. O'Gara, I have appointed James Joseph Gartland as a member of the Board of Supervisors to serve during the duration of Mr. O'Gara's military leave, not to exceed the term for which Mr. O'Gara was elected. Mr. Gartland's commission appointing him Supervisor will be issued as effective on this date.

Sincerely yours,

ANGELO J. ROSSI, Mayor.

Ordered made part of record.

**Certificate of Appointment of Supervisorial Appointee James
Joseph Gartland.**

The Clerk presented and read certificate of appointment of Supervisorial appointee James Joseph Gartland:

**THE CITY AND COUNTY OF SAN FRANCISCO
STATE OF CALIFORNIA**

TO ALL TO WHOM THESE PRESENTS SHALL COME: GREETING;

Reposing special confidence in the fidelity and ability of JAMES JOSEPH GARTLAND, I do, by these presents, by virtue of the authority vested in me by the Charter of the City and County of San Francisco, appoint him a member of Board of Supervisors in and for the City and County of San Francisco he to hold said office for the duration of the military leave granted Supervisor O'Gara, not to exceed the time for which he was elected from and after the 18th day of December, 1942, vice Gerald J. O'Gara, on military leave.

IN TESTIMONY WHEREOF, I have signed my name and have caused the seal of my office to be affixed hereto this 18th day of December, 1942.

ANGELO J. ROSSI, Mayor.

(Seal) Attest:

CHAS. F. SKELLY,
Executive Secretary to the Mayor.

Ordered made part of record.

**James Joseph Gartland Declared by President to Be Duly Appointed
and Inducted Into Office of Supervisor Vice Gerald J. O'Gara,
Absent on Military Leave.**

Whereupon, President Colman declared James Joseph Gartland to be duly appointed and inducted into office of Supervisor vice Gerald J. O'Gara, absent on military leave.

**Congratulations Upon His Appointment to the Office of Supervisor,
and Welcome Extended to Supervisor James Joseph Gartland.**

His Honor Mayor Rossi said in part: "As Mayor of this city I have granted the leave and I have appointed in Supervisor O'Gara's stead during that leave James Joseph Gartland, better known to the people of San Francisco as Joe Gartland. I do not think he needs any introduction to this Board or to the people of San Francisco. I am sure that many of you know the family very well. His father was one of the pioneer characters of San Francisco. One of the outstanding jobs that he did was the building of the first Municipal Railway line, that is, the Geary Street Railroad. As an indication of the great interest in and confidence in the future of this city the Gartland family owns a great deal of real estate which in itself expresses their confidence and interest in San Francisco and its progress. I am sure that one who is a heavy taxpayer of our municipality will be one who is civic minded. It is a privilege for me to find such a man as he to accept such a responsibility. I know that he will not be found wanting and I am sure that his record on the Board will be one we will all be proud of. I want to present to you Supervisor Gartland. And, may I have the privilege of presenting to you his mother, Mrs. Gartland, and his wife, Mrs. Gartland."

Welcome Extended by President Colman.

"Mayor Rossi, Mr. Gartland, and my fellow members on the Board, as President of the Board and speaking for all the members it gives me great pleasure to welcome you to membership on this Board. We realize you are taking the place of a young man who, although he had only been here a short time, had endeared himself to all of us. You will take his place, occupy his seat, and receive his committee appointments, i. e., Chairman, Judiciary Committee; membership on the County, State and National Affairs Committee; membership on the Commercial and Industrial Development Committee; and member of the Rules Committee. I am sure you will find that every member of the Board will be happy to cooperate with you and show you, as far as possible, the ropes. Your vote, of course, will be entirely your own. I will now call upon the dean of our Board to welcome you on behalf of the members.

Welcome Extended by Supervisor Shannon.

"Mr. President, Mr. Mayor, Mr. Gartland's mother, and wife, Mrs. Gartland, fellow members, and ladies and gentlemen:

"It is a great pleasure, Mr. Gartland, to welcome you to the Board. Your family is one that has been well and favorably known in San Francisco for a great number of years, and we know of your activities, not politically, but in the commercial life of San Francisco. You are succeeding a young man who was only on the Board about one year, but he set a pace that I pray you will be able to live up to in the work that he did and the attention he gave to his duties and the splendid brain that he had. He had an analytical mind as a result of being an attorney, and we all admired him very much, and from your background I know that we are going to admire you and that you are going to prove quite an asset to the Board of Supervisors. I want to congratulate Mayor Rossi on the appointment he has made, and I didn't know

you were such a big real estate holder in San Francisco until Mayor Rossi apprised us of it, but I know that when June rolls around and we are making up the budget we are going to count on you to hold the tax rate down to the lowest possible amount. It is a period that we all look forward to with fond anticipation due to the fact that the Mayor makes up the budget and then gives it to the Board of Supervisors. It encompasses all of the departments of the city and we generally spend the greater part of a week in considering it. On the last day we consider it I advise you to get permission from your good wife to stay out all night as we were all here until 7:30 in the morning last year when we considered the budget. Due to the fact that the Charter does not give us a great deal of time to handle the budget it is necessary that we rush it through as rapidly as possible without passing over any opportunity to cut wherever possible. May I say further that the Mayor is pretty well equipped with blue pencils? I wish you joy in your new life and feel confident that as a result of your past experience you will prove a decided asset to the Board. I desire to congratulate you and your dear mother and your wife. Thank you."

Speech of Acceptance by Supervisor Gartland.

"Mr. Mayor, members of the Board, city officials and citizens of San Francisco:

"In taking this important seat among you today I am conscious of certain profound emotions. First of all, I am grateful to his Honor the Mayor for the trust and confidence he has demonstrated by appointing me to this distinguished office. It is an office to which many may aspire and rightly so, for the welfare of our city is to a great extent placed in the wisdom and ability of this Board. I am, therefore, most grateful to his Honor the Mayor for this opportunity to serve. To the members of the Board, many of whom have spent a goodly portion of a lifetime in service of this city, may I say that I am proud to take my seat among you, and also humble by realization of the work you have done and the services you have rendered. I come among you fresh from the business world. This is my first public office. It is my earnest desire that the city of my birth shall give a picture that may truly represent our American way of life and our democratic form of government. It is my desire to work with you gentlemen to that end and to give of the best that is in me in assuming the duties of this office. As to the policies to which I shall adhere while in office they are few. Whatever is for the permanent good of the greatest number of the people shall have my unqualified support. In this, our national crisis, there is, of course, but one important and vital task for us all, and that is, *to win this war as quickly and conclusively as possible!* In policy, all that our national government may ask at this time shall take precedence over all else and to this end I pledge my honor. With the help and cooperation of the citizens of San Francisco I shall join you gentlemen of the Board to carry out the functions of this office to the best of my ability. Thank you."

Whereupon, President Colman requested Supervisors Brown and Green to escort Supervisor Gartland to his seat.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Quorum present.

President Jesse C. Colman presiding.

Adopted.

The following recommendation of his Honor the Mayor was taken up:

Leave of Absence—Supervisor O'Gara.

(Series of 1939)

Resolution No. 3101, as follows:

Whereas, his Honor the Mayor, has addressed to this Board a communication stating that Supervisor Gerald J. O'Gara had been called to active duty in the United States Navy and was now serving in the rank of Lieutenant with the Navy at Tucson, Arizona, and that Supervisor O'Gara had, by reason of his service, been granted a military leave of absence from his position of Supervisor in conformity with the provisions of Section 153 of the Charter; and

Whereas, it should appear from the records of this Board of Supervisors the reasons for the absence of said Supervisor Gerald J. O'Gara from the duties of his position; now, therefore, be it

Resolved, That this Board of Supervisors does hereby take official notice of the military leave of absence granted to said Gerald J. O'Gara from his position of Supervisor and expresses the hope that at the end of such military leave the said Supervisor will return to his position on this Board.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

APPROVAL OF JOURNALS.

The Journals of Proceedings of the meetings of December 14 and 17, 1942, were considered read and approved.

SPECIAL ORDER—2:30 P. M.

The following resolution, from Police Committee without recommendation, was taken up:

Present: Supervisors Gallagher, Green, Uhl.

Amending Resolution No. 2794 (Series of 1939), Entitled "Traffic Regulations—Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.," by Adding Portions of Ellis Street, Fourth Street, Fremont Street, Market Street, Mission Street and Second Street.

(Series of 1939)

Resolution No. 3079, as follows:

Resolved, That, pursuant to Article III, Section 32, of Bill No. 863, Ordinance No. 890 (Series of 1939), "Traffic Code," the following parking limitations be adopted:

Parking Prohibited on Certain Streets, 7 A. M. to 6 P. M.

Between the hours of 7 o'clock A. M. and 6 o'clock P. M. of any day, excepting Sundays and legal holidays, and excepting duly licensed public passenger vehicles at duly authorized and licensed locations, it shall be unlawful for the operator of a vehicle to stop said vehicle for a period of time longer than is necessary for the actual loading or

unloading and delivery of passengers or materials in any of the following places:

NOTE: Amendments are indicated by *light face italics*. Cancellations are set out in **bold face** and bracketed [].

Alameda Street between Bryant and Florida Streets.
Annie Street.
Anthony Street.
Austin Street.
California Street between Montgomery and Sansome Streets.
Campton Place.
Cedar Street.
Clementina Street.
Cortland Avenue on the north side between Mission and Folsom Streets.
Ecker Street.
Eddy Street, north side, Powell Street to Mason Street.
Ellis Street, north side, between Powell and Stockton Streets.
Elm Street.
Fern Street.
Florida Street for a distance of 275 feet south of Alameda Street property line.
Fourth Street, east side, from Howard Street to Market Street.
Frcmont Street, east side, from Howard Street to Market Street.
Fremont Street, west side, from Mission Street to Market Street.
Geary Street, Market Street to Taylor Street.
Hemlock Street.
Holland Court.
Irving Street, between Twenty-first and Twenty-third Avenues.
Kearny Street, Market Street to Columbus Avenue.
King Street, between Second and Third Streets.
Linden Street.
Maiden Lane.
[Market Street, north side, Battery to Sansome Street.]
Market Street, north side, Battery Street to Polk Street.
[Market Street, north side, Montgomery to Kearny Street.]
Market Street, south side, from Fremont Street to Tenth Street.
Merchant Street, between Battery and Sansome Streets.
Minna Street, south side, between First and Ninth Streets.
Mint Street on the east, south and north sides.
[Mission Street, both sides, Second to Third Streets.]
Mission Street, both sides, Fremont Street to Eleventh Street.
Mission Street, south side, Beale Street to Fremont Street.
Monroe Street.
Montgomery Street, between Market and California Streets.
Myrtle Street.
Natoma Street, north side, between First and Ninth Streets.
New Montgomery Street, east side, Market to Mission Street.
Olive Street.
Pacific Avenue on the north side between Columbus Avenue and Van Ness Avenue.
Pine Street, north side, Hyde Street to Jones Street.
Plum Street, south side, between Mission Street and South Van Ness Avenue.
Post Street, Market Street to Taylor Street.
Powell Street, Market Street to Bush Street.
Redwood Street.
Second Street, east side, from Folsom Street to Mission Street.
Stockton Street, excepting that portion over the tunnel, Market Street to Columbus Avenue.
Sutter Street, Market Street to Taylor Street.
Tehama Street.

Third Street, Market Street to Howard Street.

Third Street, east side, between Townsend and King Streets.

Willow Street.

Signs shall be erected and maintained to give notice of the provisions of this section.

Discussion.

The privilege of the floor was granted to Chief of Police Dullea, who said: "The only thing I would like the Board to be aware of is the fact that additional manpower to police these streets where no parking is proposed to be put into effect should be made available. The Deputy Chief calls attention to the fact that 58 men would be required to adequately enforce the provisions of this resolution should it pass, and while it is our duty to enforce it it would be an idle act to attempt to do so unless there is a corresponding increase in fines for violations because the motoring public will not obey the law unless the police officer is there and unless there is a substantial increase in penalties. I wish the Supervisors would consider the advisability of increasing the fines for violations of the provisions of this particular resolution."

Mr. T. Deming Tilton, City Planning Engineer, was granted the privilege of the floor and said: "I'd like to introduce the Chairman of our Planning Commission, Mr. Clarence King, and Mrs. Douglas Dacre Stone, in behalf of the resolution."

Mr. Clarence H. King, President, City Planning Commission, was granted the privilege of the floor and said: "I do want to thank the Board for all the co-operation we have received this year. We are bringing in this no parking on Market and on Mission Street which, in our opinion is the most important matter before your Board, and we hope we will have your co-operation in this matter. This matter has been discussed by the Traffic Advisory Board and the down town organizations. We have tried to bring the facts before the Board in the hope of receiving your full co-operation."

Mr. T. Deming Tilton, City Planning Engineer, then spoke as follows: "This traffic matter that is being discussed today is part of the larger plan which has been under consideration for some time. The plan that is now presented calls in brief for elimination of parking on Market Street from the lower portion of the street up to Polk Street on the north side, and to Tenth Street on the south side; and on Mission Street, both sides. Fremont Street to Eleventh Street; and Mission Street, south side, Beale Street to Fremont Street, with some minor eliminations of parking on Fremont Street and on Fourth Street to accommodate some of the buses. The entire matter is fully covered in your proceedings, so I won't dwell at length on the resolution. All I want to say very briefly is that this plan has been the subject of study, not only by the Planning Commission but by other agencies of the city who have been constantly consulted with. We now have a very satisfactory system in operation for the consideration of these traffic questions. Technical work in relation to parking is done in a co-operative way with the Police Department working hand in hand with the City Planning Commission. It is here, of course, that the matter rests for determination as to what shall be done. We ask your favorable consideration of this plan because in our judgment, Mr. Chairman and members of the Board, it punishes no one and improves business conditions throughout the district affected. The plan eliminates parking on certain very important streets in the down town district. It eliminates parking primarily upon Market Street and Mission Street. Market Street is not functioning as efficiently as it should in this war time. This plan will eliminate confusion by permitting the free flow of motor vehicles, but at the same time without disturbing the flow or movement of street cars which are giving such splendid service in this war time. The only injury we can see in this plan is to those few

people who comes down to Market Street and cruise up and down Market Street trying to find a place to park. In these two streets alone there are only 576 parking spaces listed, that is at the present time. If they operated on a six-hour basis we would have about six times that number of spaces. That is only a very, very small fraction of vehicles in the down town district. The number of motorists who are potential shoppers at the stores is only a microscopic part of the total amount of business done in the down town district. The real business is done by the thousands who come down into the district by street car. The justice of the plan is self-evident."

Deputy Chief Michael Riordan was granted the privilege of the floor and spoke as follows: "I have a rough tabulation here of the manpower involved from a police standpoint. Ellis street, one man; Fourth street, two men; Fremont Street, two men; Market Street, north side, twenty-six men; Mission Street, twenty-four men; Second Street, two men.

"I am speaking about this manpower. It requires more than I have indicated because of the hours of clearance you have, 7 a.m. to 6 p.m. Policemen work eight hours only. Say you have eleven hours, almost a watch and a half for a policeman, so you will have to practically double that for at least during the many weeks you are going to start. It is not possible for the resolution to effect its purpose, as we know you can pass all the laws, put up all the signs you want, but the fellow who wants to park down town will do it unless a policeman is right there when he does it and says 'You cannot do it or you will go to jail.' It must be policed and that is the consideration we are asking of the Board at this time. You will have to have policemen there, and here is what is involved in the dollar fine. To begin with let us suppose that I am going down town on Ellis Street between Powell and Stockton Streets. It means that if I park my car in a lot it will cost me 50 cents, so that all I am losing is 50 cents more to the policeman, and I am gambling that 50 cents the policeman won't be able to get me. After all, this is not the only thing the police have to do. Chief Dullea will police it during the educational period. But if you leave the dollar fine it will cost \$11,600 a month. We don't get policemen by waving a magic wand. It will require manpower. We will have to have 58 policemen to police these streets and yet do the same work they are now doing in cutting down the death rate. We will also have to take men out of different offices of the police department. Patrolmen on duty will have to be taken off their beat and compelled to do this new work. By inauguration of a \$5 fine on these streets it will do away with the constant violator and help deter him from attempting to violate without detection."

Mr. E. G. Cahill, Manager of Utilities, was granted the privilege of the floor, and spoke as follows:

"Mr. President and Gentlemen of the Board: I am here today to urge you to pass this ordinance because at the present time the Municipal Railway is carrying almost a half million passengers each day. That is 40 per cent more than we formerly carried. The automobile is almost of no consequence in the mass transportation problem. The time has come when you must give mass transportation the consideration it deserves so that we can move the people to and from their jobs. Stockton street cars at the peak hours were running from 15 to 20 minutes late. Today we are operating on Stockton Street during peak hours and through the day exactly on time. We have saved 15 to 20 minutes running time due to the action of the Board in abolishing parking on Stockton Street. The Market Street Railway cars are late 15 to 20 minutes. I believe that you will accomplish the same result on Market Street that you did on Stockton Street, and you will save time for the great majority of a half million people who travel on the Market Street Railway."

Mr. L. V. Newton, vice-president and general manager, Market Street

Railway, was granted the privilege of the floor and said: "Mr. President. The subject has been covered fully by Mr. Cahill. We are handling an increase of about 45 per cent in number of passengers carried now. Our experience with the abolishment of parking on Sutter Street was identically the same as Mr. Cahill said was the case on Stockton Street. Our cars on Sutter Street move very well; cars on Mission Street are not moving well and the reason for it is auto parking, pulling away from the curbs, which interferes with the free movement of street cars. I urge the passage of this resolution."

Mr. Lloyd Taylor, representing the Market Street Association, was granted the privilege of the floor and spoke against the adoption of the resolution as follows:

"Mr. President and members of the Board, Mr. Tilton explained this proposition to ban parking on Market as being part of a general plan. We make a request of the Supervisors. We ask that in view of the changing conditions, in view of the very definite reduction in cars, that an investigation be made by this Board of Supervisors; in other words that they act on their own investigation to see to what extent the existing parking laws should be broadened in order to save gas and rubber. I am perfectly willing to concede that a man traveling in heavy traffic where he is going to start and stop constantly is badly handicapped, but if we find that as a result of gas rationing the flow of traffic is improved, that no change be made in the law affecting Market Street. You tell me any sound reason in keeping with the saving of gas and tires for passing a law which requires a man to travel three or four blocks in order to park. We stood alone, and we stood on the floor of this Board and gave you every argument for removing the parking from Market Street that is embodied in this very resolution. You may recall that when the entire traffic question was reviewed it was done so by a board of representatives of organizations including all associations in San Francisco. We all got together and presented a new code of laws and as a result of the findings of the Board it did not work. The Deputy Chief has given you one reason: the fine is not high enough. Second, one car at the curb, whether loaded or merely parked, or whether one taxicab, you absolutely kill off a new traffic lane on that street. That was the situation when the new traffic committee worked out your new traffic laws. We all know that gas rationing has had the same effect, by reason of which many people will not be driving when this resolution is put into effect as were driving in December. This is a poor time to take this step with the street car load. This is not the best type of no parking law to provide and I find in making that statement that I am earnestly in agreement with the City Planning Commission. In the third paragraph on page two of that as an illustration, the suggestion has been made that parking be eliminated on Market and Mission Streets only in the morning and afternoon, say between the hours of 7 and 9 a.m. and 4 and 6 p.m. I do know the merchants would object to such a parking prohibition. When have you ever heard that the Police Department would not enforce a law? The Police Department was co-operating on the basis of a definite request from the Down Town Association. There were just two representatives of down town organizations that supported the Police Department, Ray Smith for the Real Estate Board, Lloyd Taylor of the Market Street Association. I was asked why I objected to some of the parking laws in existence. For the simple reason they have been totally destructive of business. A representative of the largest retail establishment in San Francisco spoke to me about the matter. But we have on Market Street several hundred merchants, they are large and they are small. All of these men have been cruelly hurt by an unnecessary parking restriction. All we are asking is that until the gas rationing has had time to level itself off and we find out what effect it is going to have, until the Christmas rush is over and we become normal business men again, that we do nothing in this regard. This is the merchants' busiest season of the

year. I have fifteen men who if they were not tied up in business would be here in support of my statements. We believe that at this time to suddenly come out with legislation of this kind is not at all for the common good. As an alternative the parking restriction, if it be placed on Market Street at all, should only be for certain hours morning and evening. Or, if that fails the whole proposal should be re-referred to committee until an investigation can be made by the Supervisors of left turns and no parking prohibitions, and the suggestion that the hours 4 to 6 p.m. and 7 to 9 a.m. should be considered. I think the biggest supporter of my argument is the man who represents probably the largest retail establishment in San Francisco. I do not think a thing of this kind should be done hurriedly but rather it should be studied carefully."

Mr. Vining T. Fisher, representing the Down Town Association, was granted the privilege of the floor and spoke as follows: "I came into the meeting late. I am not familiar with just what has been said by the opponents of the measure. I do know that the principal down town organizations have agreed with the City Planning Commission and believe that the matter should be given a fair and reasonable trial. I am reminded in listening to Mr. Taylor of the old saw, 'They were all out of step but Jim.' In this case law. During the preceding arguments and a few years ago they took the opposite stand. They seem to be doing the same thing today. I plead with you gentlemen to disregard the arguments against the proposition, dwell on the merits of the resolution itself, and, speaking for the Down Town Association, give the plan your approval today."

Mr. George Gerhardt, representing the Civic League of Improvement Clubs, was granted the privilege of the floor and spoke as follows: "About two weeks ago I appeared before your Honorable Board with the request that you postpone for the duration the widening of Post Street. You acceded to our request. This matter that you have before you at this time is exactly in line with that other matter, and we make the same request—that you postpone for the duration of the war and for the same reason, i.e., disturbance of auto traffic and gas rationing. As to Market Street in particular, we oppose that plan of prohibiting parking at this time as I find no trouble in getting out of Market Street. Cross town traffic at Fourth Street is very heavy—Fifth Street blocked to all traffic. The same condition on Seventh Street with left hand turns, and on Second Street. Therefore, and on behalf of the Civic League of Improvement Clubs, I ask that the matter be postponed for the duration."

Mr. Thos. Trodden, representing San Francisco Garage Owners Association, was granted the privilege of the floor, and spoke as follows: "Regarding the number of automobiles that are traveling down town I am very happy to say that, speaking for our organization, the parking of autos is already back to 60 per cent normal. This would seem more or less to contradict the remarks of the previous speaker. Speaking for no parking generally, it was brought out very clearly before committee by the representatives of the railroads that they were able to move their traffic a great deal faster on all streets where parking had already been eliminated than they were before. This resolution affects primarily Mission and Market Streets, with Market Street the greater of the two evils. My position is this, remove parking at the curb and you add two lanes for travel. I respectfully ask that the board pass this resolution."

Motion by Supervisor MacPhee That Taxicabs Be Prohibited From Parking on Streets Affected by the Resolution.

Supervisor MacPhee moved that taxicab stands be prohibited from streets mentioned in the resolution as, he said, it would be eminently

unfair to permit taxicab stands when other motor vehicles were prohibited from the same areas.

Referred to Police Committee.

Supervisor Brown spoke against the resolution, saying that unless the fine were substantially increased so as to provide for the towing away of unlawfully parked cars the resolution would be impossible of enforcement. Subsequently Supervisor MacPhee presented ordinance setting forth penalties for traffic violations which was *referred to Police Committee.*

Supervisor Green said: "I feel as does Mr. MacPhee, that we should give a great deal of deep consideration to our street car problem, but not to the exclusion of every other problem. I am, therefore, mindful of what Chief Dullea has told us here today. It will cost San Francisco \$11,600 a month. This is an expenditure not to be too lightly regarded. Then there is the question of the dollar fine, which in my opinion should be increased to five dollars. I think a great deal of further study is necessary before we pass this resolution. I, therefore, move that the matter go back to committee for further study." Seconded by Supervisor Roncovieri.

Supervisor Brown said he also wanted to second the motion to refer to committee. "I do not think," he said, "the situation is peculiar to San Francisco. It applies to every city which has made any major changes in its street traffic plan to permit the easy flow of traffic. We happen to have offices in Portland, Oakland and Los Angeles. Any one of those three cities has the same problem on the streets which are called upon to carry an unusual flow of traffic. The problem is handled in the same manner. Motorists are prohibited from parking on certain streets at peak hours. As to the penalty for violations, say from 4:15 p.m. to 6 p.m., when a car is found violating the law and the owner cannot be found, the car is towed away and the owner has to pay the cost thereof. The same applies to Portland, Los Angeles and Seattle. Why cannot we work the same situation in San Francisco? It would certainly answer the Chief's argument as to cost of enforcement. For that reason I believe the matter should be re-referred to committee, both because it would work a very great deal of hardship on the motoring public and the storekeeper during the Christmas holidays. I see no reason for taking this action. After the first of the year it could be put into effect and with equally good results from then on. Before we take any action at all it is advisable to determine whether it is possible to secure traffic regulation which will accomplish the same result."

Supervisor Colman said: "I believe we should give this a trial. Further investigation will bring up nothing new. We don't want to cast aside the efforts of the City Planning Commission. It is true that parking on Market Street is not what it should be because nearly all available space is taken up by the floater. Let's give it a trial and then the Chief of Police can judge its efficiency and if in the opinion of the experts it is not workable it can be discontinued."

Supervisor Mead said: "I have been guided from time to time by the decisions of the City Planning Commission as to traffic matters. In all those instances their recommendations have been made under normal conditions. I can't say normal conditions obtain at the present time. I can't see why this Board of Supervisors should adopt this legislation when it cannot be enforced. What is the sense in making an idle gesture here this afternoon if we know it cannot be enforced? I think we should give a great deal of thought to the idea of a five-dollar fine for parking. I myself would want to give that a great deal of thought. I think that covers practically 90 per cent of the people in San Francisco. Something is going to have to be done about that, but I am not prepared this afternoon to say whether it should be \$2.50, \$3.00 or \$5.00. I cannot vote for it."

Motion to Re-refer to Police Committee Defeated.

Supervisor Green, seconded by Supervisors Roncovieri and Brown, moved to re-refer matter to Police Committee, which was *defeated* by the following vote:

Ayes: Supervisors Brown, Gartland, Green, Mead, Roncovieri—5.
 Noes: Supervisors Colman, Gallagher, MacPhee, Meyer, Shannon—5.
 Absent: Supervisor Uhl—1.

**Motion to Place Parking Prohibition on Market and Mission Streets
From 4 P. M. to 6 P. M. Defeated.**

Supervisor Brown, seconded by Supervisor Mead, moved to amend the resolution by specifying the hours 4 p.m. to 6 p.m., which was *defeated* by the following vote:

Ayes: Brown, Gartland, Mead—3.
 Noes: Supervisors Colman, Gallagher, Green, MacPhee, Meyer, Roncovieri, Shannon—7.
 Absent: Supervisor Uhl—1.

Adopted.

Whereupon, the foregoing resolution affecting parking on portions of Ellis Street, Fourth Street, Fremont Street, Market Street, Mission Street and Second Street, was *adopted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Meyer, Roncovieri, Shannon—9.
 No: Supervisor Mead—1.
 Absent: Supervisor Uhl—1.

Adopted.

The following resolution, from Police Committee without recommendation, was taken up:

Amending Resolution No. 2618 (Series of 1939), Entitled "Traffic Regulations—Left-Hand Turns Prohibited," by Adding Certain Streets From Which It Is Permissible to Make Left-Hand Turns Into Market Street and Certain Streets Into Which It Is Permissible to Make a Left-Hand Turn From Market Street.

(Series of 1939)

Resolution No. 3080, as follows:

Resolved, That, pursuant to Article III, Section 34, of Bill No. 863, Ordinance No. 890 (Series of 1939), "Traffic Code," the following traffic regulations be adopted:

(a) Except from the streets listed in this subdivision, the operator of a vehicle shall not, between the hours of 7 o'clock A. M. and 6 o'clock P. M. of any day, Sundays and legal holidays excepted, make a left turn into any part of Market Street between the easterly line of The Embarcadero and a prolongation of the easterly line of Eleventh Street:

NOTE: Amendments are indicated by *light face italics*.

California Street.
Davis Street.
 Fifth Street.
 Fremont Street.
 Fulton Street.
 Grant Avenue.
 Jones Street.
 Leavenworth Street.
Main Street.
 Mason Street.

McAllister Street.
 O'Farrell Street.
 Sansome Street.
 Second Street, except from 4:30 o'clock P. M. to 6 o'clock P. M.
 Seventh Street.
Steuart Street.
 Sutter Street.
 Turk Street.

(b) The operator of a vehicle shall not, between the hours of 7 o'clock A. M., and 6 o'clock P. M., of any day, Sundays and legal holidays excepted, make a left turn from the streets and as indicated in this subdivision:

Ellis Street into Stockton Street.
 Geary Street into Kearny Street.
 Golden Gate Avenue into Taylor Street.
 Oak Street into Van Ness Avenue.
 Post Street into Montgomery Street.

(c) The operator of a vehicle shall not, between the hours of 7 o'clock A. M. and 6 o'clock P. M., of any day, Sundays and legal holidays excepted, make a left turn at any of the following intersections:

Gary and Powell Streets.
 Geary and Stockton Streets.
 Geary Street and Grant Avenue.
 Jessie and New Montgomery Streets.
 Jessie and Fourth Streets.
 Jessie and Fifth Streets.
 Mission and Second Streets.
 Mission and New Montgomery Streets.
 Mission and Third Streets.
 Mission and Fourth Streets.
 Mission and Fifth Streets.
 Post and Powell Streets.
 Post and Stockton Streets.
 Post Street and Grant Avenue.
 Sixth and Mission Streets.
 Sixth and Stevenson Streets.
 Sixth and Jessie Streets.
 Stevenson and New Montgomery Streets.
 Stevenson and Third Streets.
 Stevenson and Fifth Streets.
 Sutter and Powell Streets.
 Sutter Street and Grant Avenue.
 Sutter and Kearny Streets.

(d) The operator of a vehicle shall not, between the hours of 4:30 o'clock P. M. and 6:30 o'clock P. M., make a left turn from Plum Street into Mission Street.

(e) *Except into the streets listed in this subdivision the operator of a vehicle shall not, between the hours of 7 o'clock A.M. and 6 o'clock P.M. of any day, Sundays and legal holidays excepted, make a left turn from Market Street:*

Beale Street.
Spear Street.

Signs shall be erected and maintained to give notice of the provisions of this resolution.

The foregoing resolution was, without objection, *adopted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Adopted.

The following resolution, from Police Committee without recommendation, was taken up:

Police Department Authorized and Directed to Install a "Stop" Sign at the Southwest Corner of Folsom and Essex Streets.

(Series of 1939)

Resolution No. 3081, as follows:

Resolved, That, pursuant to the provisions of the Vehicle Code of the State of California, the Police Department be and it is hereby authorized and directed to install a "stop" sign at the southwest corner of Folsom and Essex Streets.

The foregoing resolution was, without objection, *adopted* by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

SPECIAL ORDER—3:00 P. M.

The following matter was taken up:

Consideration of matter of adoption of universal transfer. Mr. E. G. Cahill, Manager of Utilities, and his Honor the Mayor invited to be in attendance.

Discussion.

Supervisor MacPhee stated that members of the California State Railroad Commission had said it might be possible for us to put the universal transfer into effect.

Mr. E. G. Cahill, Manager of Utilities, stated "It has been the policy of the Public Utilities Commission to offer to all railroads in San Francisco a universal transfer wherever the lines cross. That policy, he said, is still pursued by the Public Utilities Commission, and the Public Utilities Commission will issue universal transfers to the Market Street Railway and the California Street Cable Car Company at any time and at any place where the lines intersect."

Mr. L. V. Newton, vice-president and general manager, Market Street Railway Company, said "I have not discussed this matter with Mr. Kahn. I have no authority yet to speak on it at all."

Supervisor Green said "I do not quite get the reason for discussion of a universal transfer. I am rather surprised at Mr. Newton and Mr. Cahill. I can understand a discussion of the question of a six-cent fare for both companies, after which a universal transfer privilege would follow. But in the past both of these gentlemen said it was absolutely impossible."

Ordered made part of record.

NOTICE OF RECONSIDERATION.

The following matter was taken up:

Appropriating \$2,800 From Unappropriated Reserve for Civilian Defense and Creating Position of Assistant Director of Civilian Defense at \$400 Per Month, and Providing Funds for Period December 1, 1942, to June 30, 1943, for such position; an Emergency Ordinance.

(Series of 1939)

Bill No. 1997, Ordinance No., as follows:

Appropriating the sum of \$2,800 from Appropriation No. 202,000.79,

Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1, creating the position of one B90.2 Assistant Director of Civilian Defense at \$400 per month, and providing funds for the compensation therefor for the period December 1, 1942, to June 30, 1943; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,800 is hereby appropriated from Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79-1 to provide funds for the compensation of one B90.2 Assistant Director of Civilian Defense at \$400 per month for the period December 1, 1942, to June 30, 1943.

Section 2. The position of one B90.2 Assistant Director of Civilian Defense at \$400 per month is hereby created.

Section 3. This ordinance is passed as an emergency measure, the nature of such emergency being set forth in Ordinance No. 1830 (Series of 1939), which makes it necessary that this ordinance become effective immediately.

Recommended and approved by the Mayor, President of San Francisco Civilian War Council.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Recommended by Finance Committee. Supervisor Uhl voting "No."

Refused passage by the following vote:

Ayes: Supervisors Brown, Colman, Green, Mead, Meyer, Roncovieri—6.

Noes: Supervisors Gallagher, MacPhee, Shannon, Uhl—4.

Absent: Supervisor O'Gara—1.

Before the result of the foregoing vote was announced, Supervisor Colman changed his vote from "Aye" to "No" and moved for reconsideration at next meeting of the Board. Motion seconded by Supervisors Meyer and Mead.

The vote then stood:

Ayes: Supervisors Brown, Green, Mead, Meyer, Roncovieri—5.

Noes: Supervisors Colman, Gallagher, MacPhee, Shannon, Uhl—5.

Absent: Supervisor O'Gara—1.

Reconsideration Carried.

Whereupon, the roll was called and motion to reconsider was *carried* by the following vote:

Ayes: Supervisors Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri—8.

No: Supervisor Shannon—1.

Absent: Supervisors Brown, Uhl—2.

Re-reference to Finance Committee.

Supervisor MacPhee moved, seconded by Supervisor Green, that the foregoing matter be re-referred to Finance Committee.

So ordered.

Discussion.

Supervisor Roncovieri, regarding the foregoing, stated: "I am not opposed to reference of the foregoing matter to Finance Committee, but I wish to reiterate my views of the grave danger surrounding the present situation in San Francisco. Give us a plan for evacuation in the event of a bombing. We are liable to be bombed at any moment. We

know that we are the principal target in the State of California for Japs. I believe Mr. Helms should explain fully to the people, and to this Board just what the people should do in the event of a bombing. I did see in the papers several days ago that in the event of a bombing you should have your auto facing outward from your home so that you could get away quickly. That requires gasoline, but that is another matter. Where am I to go with my auto? What are we to do, are we to go north, south, east, west or where? Mr. Helms have you got a plan for the people to get out of town?"

Mr. Jack W. Helms, Director, Civilian Defense, stated "I would be glad to say, the matter was worked out in detail. A plan has been worked out by the War Council, a part of which has been approved by the military authorities and the cards covering the salient points of which are being distributed at the present time. The balance of the plan I am not privileged to discuss here."

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance, Revenue and Taxation Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Uhl.

Creating "Old Gold Trust Fund."

(Series of 1939)

Bill No. 1994, Ordinance No. 1901, as follows:

Creating a fund to be known as the "Old Gold Trust Fund," making appropriations therefor and prescribing the procedure for the operation thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby created an "Old Gold Trust Fund," to consist of the sum of \$1,898.43, now in 1939-40 General Fund Reserve, for the establishment of the "Old Gold Trust Fund" and all other moneys that may be received hereafter from the sale of old gold and jewelry representing unclaimed property of persons having died in the San Francisco Hospital or the Laguna Honda Home, and which property was disposed of in accordance with provisions of Section 2602 of the Welfare and Institutions Code of the State of California.

Section 2. This fund shall be used exclusively for such things as may be for the general welfare of inmates of the Laguna Honda Home and which are not provided for them by other appropriations.

Section 3. The procedure of administering the "Old Gold Trust Fund" shall conform to provisions of the Charter, the annual appropriation ordinances, and the Procurement Procedure prescribed jointly by the Purchaser of Supplies and the Controller. All expenditures from said fund shall be made upon the recommendation of the Superintendent of the Laguna Honda Home, subject to the approval of the Director of Public Health and the Chief Administrative Officer.

Recommended by the Director of Public Health.

Recommended by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Appropriating \$38,105 From Permanent Salaries, Police Department, to Credit of Equipment, Police Department, Purchase of Automobiles.

(Series of 1939)

Also, Bill No. 1996, Ordinance No. 1902, as follows:

Appropriating the sum of \$38,105 from the surplus existing in Appropriation No. 209.110.00, Permanent Salaries, Police Department, to the credit of Appropriation No. 233.400.09, Equipment, Police Department, to provide funds for the purchase of 22 fully equipped police automobiles, replacing 22 worn out and unsafe police vehicles.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$38,105 is hereby appropriated from the surplus existing in Appropriation No. 209.110.00, Permanent Salaries, Police Department, to the credit of Appropriation No. 233.400.09, Equipment, Police Department, to provide funds for the purchase of 22 fully equipped police automobiles which will replace 22 worn out and unsafe police vehicles.

Recommended by the Chief of Police.

Approved by the Police Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Registering and Licensing Bicycles.

(Series of 1939)

Also, Bill No. 1957, Ordinance No. 1893, as follows:

Amending Part III of the San Francisco Municipal Code by adding Article 6, pertaining to the registering and licensing of bicycles, by providing for a Table of Contents, license required—exception, application, issuance of license—fee, license tags—owner to affix on bicycle, registration cards, transfer of license, transfer fee—duplicate license fee, license period—penalty, no prorating or refunding of fees, and providing for frame serial numbers, dismantling, enforcement, rules and regulations to be adopted, violations—a misdemeanor—and effective date.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Part III of the San Francisco Municipal Code is hereby amended by adding Article 6, to read as follows:

ARTICLE 6

BICYCLES

Section 400. Definitions.

Section 401. License required—Exception.

Section 402. Application.

Section 403. Issuance of license—Fee.

Section 404. License tags—Owner to affix on bicycle.

Section 405. Registration cards.

Section 406. Transfer of license.

Section 407. Transfer fee—Duplicate license fee.

Section 408. License period—Penalty.

Section 409. No prorating or refunding of fees.

- Section 410. Frame serial numbers—Unlawful act.
- Section 411. Dismantling.
- Section 412. Enforcement.
- Section 413. Rules and regulations to be adopted.
- Section 414. Violations, a misdemeanor.
- Section 415. Effective date.

Sec. 400. **Definitions.** As used in this Article, the following words and phrases shall have the meanings respectively ascribed to them:

(a) **Bicycle.** A vehicle having two (2) wheels set tandem, propelled by human power applied through pedals, and designed for seating and carrying one or more persons, the number being determined by the number of seats built onto the vehicle by the manufacturer thereof.

(b) **Person.** Any person, firm, corporation, company or association.

(c) **Owner.** That person, firm, corporation, company or association in whose name the title of the bicycle is vested.

(d) **Rental Agency.** Any person, firm, corporation, company or association engaged in the business of offering for rental or renting a bicycle for use by the public, either exclusively or in conjunction with some other business.

(e) **Operator.** That person who is actually engaged in the act of propelling, guiding or handling the bicycle at any given time.

Sec. 401. **License Required—Exception.** It shall be unlawful for any person or rental agency to operate or use or permit to be operated or used any bicycle on the streets and highways of the City and County of San Francisco without first obtaining from the Tax Collector a license therefor, and unless such bicycle is properly registered and tagged. Provided, however, that an owner of a bicycle having a valid license attached to same, which license was issued by a municipality other than the City and County of San Francisco, may use or operate such bicycle in the City and County of San Francisco during the period of time said license is valid without being required to obtain a license as provided for in this Article; and provided further, that this exception shall not apply to any bicycle owned or operated by a rental agency or by a resident of the City and County of San Francisco.

Sec. 402. **Application.** Application for a license shall be made to the Tax Collector in writing upon blanks provided by him, which shall be signed by the applicant and contain the name, date of birth, physical description, and address of the owner, together with a complete description of the bicycle. The application of a rental agency shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, and the number and make of the bicycles proposed to be rented, together with the frame numbers of such bicycles.

Sec. 403. **Issuance of License—Fee.** Upon receipt by the Tax Collector of the application hereinbefore provided and the payment of a license fee of Fifty (50c) Cents a year for each bicycle therein set forth, the Tax Collector shall issue the applicant a license tag with a sealing device and a registration card for each such bicycle, together with a receipt for the fee paid.

Sec. 404. **License Tags—Owner to Affix on Bicycle.** The license tag issued as a part of the license shall be of such design, color and material as the Tax Collector shall prescribe, and each tag shall clearly show the year for which issued, have stamped thereon the letters "SFBL," and shall be consecutively numbered. License tags for use by rental agencies shall, in addition to the above require-

ments, have the serial number thereon prefixed by the letter "R." It shall be unlawful for any owner or operator of a bicycle subject to the provisions of this Article to operate or use or permit to be operated or used any such bicycle on the streets or highways of the City and County of San Francisco without first affixing such license tag to said bicycle by means of the accompanying seal and securely fastening said license tag to either end of the frame of the bicycle in such a manner as to prevent the tag from swinging. Such license tag shall be maintained free from foreign materials and in a condition to be clearly legible.

Sec. 405. Registration Cards. Registration cards shall be of such design, color and material as the Tax Collector shall prescribe, shall be in quintuplicate, serially numbered, and shall contain the name, date of birth, physical description, and address of the owner, together with the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. Registration cards issued rental agencies shall be serially numbered, and shall contain the name and address of the agency, the name of the owner or owners, manager or managing conductors thereof, the number of the license tag issued, the manufacturer's trade name of the bicycle and its frame number, and shall be provided with a blank space for the signature of the licensee. The owner or operator of a bicycle on the streets or highways of the City and County of San Francisco shall keep available the registration card for such bicycle and shall produce such card for inspection whenever it may be demanded by a police officer or a deputy license collector. The Tax Collector shall forward to the Chief of Police the duplicate and triplicate copies of each registration card within twenty-four (24) hours after issuing same; the quadruplicate copy shall be retained by the Tax Collector for his records; and the quintuplicate copy shall be mailed by the Tax Collector to the licensee within thirty (30) days prior to the expiration date of the license as a notice for renewal.

Sec. 406. Transfer of License. It shall be the duty of every person who sells or transfers ownership of a licensed bicycle to report such sale or transfer within ten (10) days thereafter by returning to the Tax Collector the registration card issued to such person as licensee thereof, together with the name and address of the person to whom said bicycle was sold or transferred. It shall be the duty of the purchaser or transferee of such bicycle to apply to the Tax Collector for a transfer of registration therefor within ten (10) days after said sale or transfer.

Sec. 407. Transfer Fee—Duplicate License Fee. For each transfer of ownership of a licensed bicycle or for the issuing of a duplicate license tag or registration card for a lost or destroyed tag or card, the Tax Collector shall collect a fee of Fifty (50c) Cents.

Sec. 408. License Period—Penalty. All bicycle licenses, including tags and registration cards, issued under the provisions of this Article shall date from the first day of January of each year and shall be issued for one (1) year from the aforesaid date. Before issuing a license, the Tax Collector shall collect from the owner thereof, if he has failed to obtain such license in the month of January, or in case of failure to obtain a transfer of registration within the time specified, a penalty of Twenty-five (25c) Cents per month or fraction thereof that such owner is delinquent in the payment of the fee; provided, that where the Tax Collector has good and sufficient evidence that the applicant has not used the bicycle prior to the date when application is made, no penalty shall be imposed in such instances; and further, provided, that the monetary penalty for non-payment of the license fee shall not be collected by the Tax Collector for the first six (6) months of the calendar year 1943.

Sec. 409. No Prorating or Refunding of Fees. Fees paid under the provisions of this Article shall not be prorated or refunded.

Sec. 410. Frame Serial Numbers—Unlawful Act. Every licensed bicycle shall have a manufacturer's serial number stamped on its frame or, if such serial number is not on said frame or has been destroyed, mutilated or obliterated, or if such serial number is illegible or insufficient for identification purposes, the owner of said bicycle shall have stamped on its frame a number for identification purposes. It shall be unlawful for any person to wilfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame.

Sec. 411. Dismantling. Within ten (10) days after any bicycle licensed hereunder shall have been dismantled and taken out of operation, such information shall be reported to the Tax Collector by the owner of such bicycle.

Sec. 412. Enforcement. The Chief of Police shall enforce the provisions of this Article and may suspend or revoke any license issued thereunder for any violation thereof, or of any of the ordinances of the City and County of San Francisco or provisions of the San Francisco Municipal Code relating to street traffic insofar as the same are applicable, and may impound any unlicensed or improperly licensed bicycle. Any bicycle that has been so impounded and not redeemed within thirty (30) days from the date of impounding may be stored by the Chief of Police and any storage charges therefor shall be a lien and charge against said bicycle and shall be paid before such bicycle is released to the person entitled thereto. The action of the Chief of Police as to any of the matters herein referred to shall be conclusive and final. No license shall be issued to or for any person who has had a license revoked until the expiration of one (1) year from the date of revocation. The revocation or suspension of a license or the impounding of a bicycle may be in addition to other penalties provided hereunder.

Sec. 413. Rules and Regulations to Be Adopted. The Chief of Police and the Tax Collector are authorized to adopt, promulgate and enforce such rules and regulations regarding bicycles as will enable the Chief of Police and the Tax Collector to enforce and carry out the meaning and intent of this Article.

Sec. 414. Violations, a Misdemeanor. It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this Article. Any person violating any of the provisions or failing to comply with any of the mandatory requirements of this Article shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided for in this Code.

Sec. 415. Effective Date. The effective date of this Article is hereby made the first day of February, 1943.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Reappropriation of \$685.75, Department of Public Health, as to Kitchen Helpers and Cook's Assistants, San Francisco Hospital.

(Series of 1939)

Also, Bill No. 2000, Ordinance No. 1903, as follows:

Reappropriating the sum of \$685.75 in Department of Public Health Appropriations, creating the position of one I 2 Kitchen Helper at \$118 per month, less maintenance, at San Francisco Hospital, and eliminating one I 10 Cook's Assistant at \$137 per month, less maintenance, at San Francisco Hospital, for the period December 16, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$685.75 is hereby reappropriated and set aside out of the surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.03-2 to provide compensation for the position of one I 2 Kitchen Helper at \$118 per month, less maintenance, at San Francisco Hospital, for the period December 16, 1942, to June 30, 1943.

Section 2. The position of one I 2 Kitchen Helper at \$118 per month, less maintenance, is hereby created at San Francisco Hospital, and the position of one I 10 Cook's Assistant at \$137 per month, less maintenance, is hereby eliminated at San Francisco Hospital.

Recommended by the Director of Public Health.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Reappropriating \$650 From Department of Public Health Appropriations Salaries for Physician, San Francisco Hospital, Period December 16, 1942, to June 30, 1943.

(Series of 1939)

Also, Bill No. 2002, Ordinance No. 1904, as follows:

Reappropriating \$650 in Department of Public Health Appropriations to provide compensation for one L360 Physician, part time, at \$135 per month, less maintenance, at San Francisco Hospital, and eliminating one L360 Physician at \$175 per month, less maintenance, for the period December 16, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$650 is hereby reappropriated and set aside out of the existing surplus in Appropriation No. 253.110.00 to the credit of Appropriation No. 253.110.00 to provide funds to compensate one L360 Physician, part time, at \$135 per month, less maintenance, at San Francisco Hospital, for the period December 16, 1942, to June 30, 1943.

Section 2. The position of one L360 Physician, part time, at \$135 per month, less maintenance, is hereby created at San Francisco Hospital and the position of one L360 Physician at \$175 per month, less maintenance, is hereby eliminated at San Francisco Hospital.

Recommended by the Director of Public Health.

Approved as to classification and compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Amending Section 56 of Salary Ordinance, Department of Public Health—Laguna Honda Home, as to Porters and Orderlies.

(Series of 1939)

Also, Bill No. 2003, Ordinance No. 1905, as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 56, DEPARTMENT OF PUBLIC HEALTH—LAGUNA HONDA HOME, by decreasing the number of positions under item 26.3 from two to one I 204 Porter at \$110 per month, and by increasing the number of positions under item 18 from 32 to 33 I 116 Orderly at \$110 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 56, is hereby amended to read as follows:

**Section 56. DEPARTMENT OF PUBLIC HEALTH—
LAGUNA HONDA HOME**

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	B222	General Clerk	\$ 162
1.1	1	B222	General Clerk	168
2	1	B408	General Clerk-Stenographer	190
3	1	B454	Telephone Operator	157
3.1	12	I 2	Kitchen Helper	118
4	1	I 8	Head Baker	222
4.1	3	I 10	Cook's Assistant	137
5	4	I 12	Cook	183
6	1	I 12	Cook (part time)	75
8	1	I 16	Chef	261
9	1	I 22	Butcher	225
10	1	I 24	Senior Butcher	240
11		I 26	Hog Killer, \$9 per day (as needed)	
12	3	I 54	Waitress	131
13	1	I 58	Dining Room Steward	183
14			Inmate Help, not over	50
15	46	I 116	Orderly	127
16	6	I 116	Orderly	123
17	5	I 116	Orderly	117
18	33	I 116	Orderly	110
18.1	1	I 120	Senior Orderly	147
19	6	I 120	Senior Orderly	145
20	3	I 120	Senior Orderly	135
21	1	I 112.1	Steward	235
22	1	I 112.2	Stewardess	235
23	2	I 154	Laundress	106
24	1	I 164	Marker and Distributor	130
24.1	1	I 166	Wringerman	136
25	1	I 170	Washer	135
26	1	I 174	Superintendent of Laundry	195
26.1	22	I 204	Porter	123
26.2	3	I 204	Porter	117
26.3	1	I 204	Porter	110
27	1	I 254	Seamstress	132
28	1	I 256	Head Seamstress	150
29	1	I 302	Instructor, Basketry	140
30	1	I 304	Instructor, Weaving	140
31	1	L8	Assistant to Superintendent	275
32	1	L10	Superintendent (9 months only)	733.33
33	1	L54	Assistant Bacteriologist	157
34	1	L202	Dietitian	167
35	1	L306	Senior Pharmacist	258
36	6		Interne	45

36.1	2	L360	Physician	110
37	1	L360	Physician	185
39	1	L360	Physician	235
40	1	L452	X-ray Technician	160
41	1	O1	Chauffeur, \$9.15 per day	
42	1	O52	Farmer	148
43	1	O54	Foreman, Building and Grounds	220
44	1	O58	Gardener	150
45	1	O60	Head Gardener	185
46	3	O168	Engineer of Stationary Steam Engines.....	258
47	17	P102	Registered Nurse	154.50
48	1	P102	Registered Nurse	150.50
49	2	P102	Registered Nurse	150
50	4	P102	Registered Nurse	142
51	11	P102	Registered Nurse	135
52	2	P104	Head Nurse	164.50
53	2	P104	Head Nurse	145
54	1	P118	Superintendent of Nurses	235
55	1	P208	Operating Room Nurse	168

INTERDEPARTMENTAL

56	3	I 204	Porter	\$ 123
57	1	I 204	Porter	117

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Final Passage.

The following recommendation of Education, Parks and Recreation Committee, heretofore Passed for Second was taken up:

Present: Supervisors Roncovieri, MacPhee.

Night Driving in Golden Gate Park Forbidden Except Over Specified Routes.

(Series of 1939)

Bill No. 1989, Ordinance No. 1896, as follows:

An ordinance making it unlawful to drive any motor vehicle in Golden Gate Park during the existence of any dim out regulation except on certain excepted routes; and providing for the issuance of citations by police officers and auxiliary policemen for the violation hereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. During the present war between the United States of America and any foreign power, and during the existence of any "dim out" ordinance, statute or proclamation, it shall be unlawful for any person to drive or operate any motor vehicle within the confines of Golden Gate Park during the night time except as follows:

(a) Passenger buses may be driven within said park at said time on any regular established bus route;

(b) Motor vehicles may be driven across said park at said time on the following described routes and no other:

- (1) Masonic Avenue between Oak and Fell Streets;
- (2) Stanyan Street between Oak and Fell Streets;
- (3) The Park Presidio By-Pass Drive between Fourteenth Avenue and Fulton Street, and Nineteenth Avenue and Lincoln Way;

(4) The Twenty-fifth Avenue Extension Cross Over Drive between Twenty-fifth Avenue and Fulton Street, and Nineteenth Avenue and Lincoln Way.

Section 2. A member of the San Francisco Auxiliary Police Force may arrest any person for the violation of any part of this ordinance, and in lieu of such arrest he, or any peace officer, may, but need not, prepare in duplicate upon such form as the Chief of Police shall prescribe a written citation directing said person to appear in court and containing the name and address of such person, the offense charged, and the time and place of court appearance. The time specified in said citation to appear shall be within five (5) days after the date of issuance and the place shall be before a Municipal Court Judge of the City and County of San Francisco.

Said member of the San Francisco Auxiliary Police Force, or peace officer, shall deliver one (1) copy of said citation to the accused and said person in order to secure his release, must give his written promise to appear in court at the stipulated time and place by signing the duplicate citation which shall be retained by the said member of the San Francisco Auxiliary Police Force, or peace officer. Thereupon the accused person shall forthwith be released.

A complaint charging violation of this ordinance shall be filed as soon as practicable before the magistrate, but no warrant shall issue on said charge for the arrest of a person who has given such written promise to appear unless and until he has violated such promise to appear at the time specified in said citation, or if there is reasonable cause to believe that he will not so appear.

Any person wilfully violating his written promise to appear in court is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally cited.

Section 3. Any person who violates any portion of this ordinance shall be guilty of a misdemeanor and upon conviction therefor shall be punished by a term in the county jail not to exceed six (6) months or a fine not to exceed Five Hundred Dollars (\$500) or by both such fine and imprisonment.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Final Passage.

The following recommendation of Police Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Gallagher, Uhl.

Curfew Ordinance.

(Series of 1939)

Bill No. 2004, Ordinance No. 1906, as follows:

Amending Article 8, Chapter VIII, Part II, of the Municipal Code by repealing Sections 543, 544, 545 and 546 thereof, relating to minors loitering in public places during certain hours, and adding new section thereto to be known as Section 539, prohibiting for the duration of the war and six (6) months thereafter, minors under 18 years to be in any public place during certain hours, making it unlawful for any person to aid minors in violating this regulation and setting forth a procedure for the enforcement thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Sections 543, 544, 545 and 546 of Article 8, Chapter VIII, Part II, of the Municipal Code are hereby repealed.

Section 2. Article 8, Chapter VIII, Part II, of the Municipal Code is hereby amended by adding thereto Section 539 to read as follows:

Sec. 539.

(a) For the duration of the war and six (6) months thereafter, it shall be unlawful for any minor under the age of 18 years to be in or on any public street, park, square, or any public place between the hours of 12 o'clock midnight and daylight immediately following, except where the said minor is accompanied by a parent or legal guardian having the care and custody of said minors, or where the presence of said minor in said place or places is connected with and required by some legitimate business, trade, profession, or occupation, in which said minor is engaged.

(b) Any person assisting, aiding, abetting, or encouraging any minor under the age of 18 years to violate the provisions of subdivision (a) hereof shall be guilty of a misdemeanor, and when any minor is found violating the provisions of said subdivision (a) a presumption shall arise that the parent or legal guardian having the care and custody of the said minor assisted, aided, abetted and encouraged such minor in so violating said subdivision (a).

(c) Whenever any minor is arrested for the violation of subdivision (a) of this section, said minor so arrested shall be taken forthwith to the Juvenile Detention Home, and the arresting officer shall immediately advise those in charge of said Detention Home, when said minor is received at said home, the reason for the arrest of said minor. It shall be the duty of those in charge of said Detention Home to immediately make every effort to locate the parents or guardian of said minor and advise said parents or guardian that said minor has been arrested and is detained in said Detention Home, as well as the reason for said arrest and detention. The arresting officer shall forward to the Juvenile Probation Officer, at said Detention Home, a copy of the arrest report, setting forth the circumstances of the arrest of said minor. Should the parents or guardian of any said minor arrested for the violation of subdivision (a) of this section, appear at the Juvenile Detention Home, the Juvenile Probation Officer may, in the exercise of his discretion, release any minor so arrested to his or her parent or guardian, upon such terms and conditions as the Probation Officer deems proper.

It shall be the duty of the said Juvenile Probation Officer to cause to be issued and served upon the parent or guardian of any minor arrested pursuant to the provisions of this section, a notice, requiring said parent or guardian to appear before the Juvenile Court at a time and place to be specified in said notice, not less than five days after the service of said notice, to show cause why said parent or guardian should not be charged with a violation of Section 702 of the Welfare and Institutions Code. Any person failing or neglecting to respond to any notice issued and served pursuant to the provisions of this section shall be guilty of a misdemeanor, regardless of the disposition of the charge on which he may have been cited to appear, and shall be punished accordingly.

Any notice to be served on the parent or guardian, pursuant to the provisions of this section, may be served personally on said person, or the same may be deposited in the United States Post Office at San Francisco, addressed to said parent or guardian at the place of residence, and with the proper amount of postage prepaid thereon, or the same may be left at the place of residence of said parent or guardian. If said notice is delivered personally to said parent or guardian the service thereof shall be deemed complete upon the delivery thereof, but if the said notice is served by mail or left at the place of residence of said parent or guardian, said service shall be complete at the expiration of five days after the date of mailing the same or leaving the same at the place of residence of said parent or guardian.

(d) It shall be the duty of the District Attorney to prosecute any person failing to respond to any notice issued pursuant to the foregoing section.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Final Passage.

The following recommendations of Streets Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors Meyer, Gallagher.

Regulating Width of Sidewalks on Quint Street.

(Series of 1939)

Bill No. 1990, Ordinance No. 1897, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by adding thereto a new section to be numbered Twelve Hundred Seventy-four (1274).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office November 23, 1942, by adding thereto a new section to be numbered Twelve Hundred Seventy-four (1274) to read as follows:

Section 1274. The width of sidewalks on Quint Street, the northwesterly side of, between Quesada and Revere Avenues, shall be 8 feet.

The width of sidewalks on Quint Street, the southeasterly side of, between Quesada and Revere Avenues, shall be 22 feet.

The width of sidewalks on Quint Street, the southeasterly side of, between Revere and Maddux Avenues, shall be 8 feet.

The width of sidewalks on Quint Street, the northwesterly side of, between Revere and Thomas Avenues, shall be 12 feet.

The width of sidewalks on Quint Street, the southeasterly line of, between Maddux and Thomas Avenues, shall be 12 feet.

The width of sidewalks on Quint Street, between Topeka and Scotia Avenues, shall be 10 feet.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Regulating Width of Sidewalks on Revere Avenue.

(Series of 1939)

Also, Bill No. 1991, Ordinance No. 1898, as follows:

Amending Ordinance No. 1061, entitled, "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Five Hundred and Sixty-five (565) thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office November 23, 1942, by amending Section Five Hundred Sixty-five (565) thereof to read as follows:

Section 565. The width of sidewalks on Revere Avenue between Industrial Street and Selby Street shall be 15 feet.

The width of sidewalks on Revere Avenue between Selby Street and Silver Avenue shall be 22' 6".

The width of sidewalks on Revere Avenue between Silver Avenue and Quint Street shall be 10 feet.

The width of sidewalks on Revere Avenue between Quint Street and a line parallel with and 125 feet southeasterly therefrom shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Revere Avenue between Quint Street and a line parallel with and 125 feet southeasterly therefrom."

The width of sidewalks on Revere Avenue between Newhall Street and Third Street shall be as shown on that certain map entitled, "Map of Revere Avenue between Newhall Street and Third Street showing the location of street and curb lines and the width of sidewalks."

The width of sidewalks on Revere Avenue between Third Street and Water Front Street shall be 15 feet.

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Regulating Width of Sidewalks on Melrose Avenue, Stillings Street, and Detroit Street.

(Series of 1939)

Also, Bill No. 1992, Ordinance No. 1899, as follows:

Amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, by amending Section Four Hundred Seventy-two (472) thereof and by adding thereto new sections to be numbered 1275 and 1276.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," approved December 18, 1903, be and is hereby amended in accordance with the communication of the Director of Public Works, filed in this office November 23, 1942, by amending Section Four Hundred Seventy-two (472) and by adding thereto new sections to be numbered 1275 and 1276 thereof to read as follows:

Section 472. The width of sidewalks on Melrose Avenue between Mangels Avenue and Genesee Street shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Melrose Avenue between Genesee Street and Mangels Avenue and on Mangels Avenue between Ridge-wood Avenue easterly line and Melrose Avenue."

The width of sidewalks on Melrose Avenue between Genesee Street, Teresita Boulevard and Edna Street shall be 22' 6".

The width of sidewalks on Melrose Avenue between Teresita Boulevard and Congo Street shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard and on Detroit Street between Melrose Avenue and Stillings Street."

Section 1275. The width of sidewalks on Stillings Street between Congo Street and Teresita Boulevard shall be the width as shown on that certain map titled "Map showing the location of street and curb lines and the width of sidewalks on Stillings Street and Melrose Avenue between Congo Street and Teresita Boulevard and on Detroit Street between Melrose Avenue and Stillings Street."

Section 1276. The width of sidewalks on Detroit Street between Melrose Avenue and Stillings Street shall be the width as shown on that certain map titled, "Map showing the location of street and curb lines and the width of sidewalks on Stillings Street and Melrose Avenue, between Congo Street and Teresita Boulevard and on Detroit Street between Melrose Avenue and Stillings Street."

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the City Engineer.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Ordering the Improvement of Arch Street and Various Other Streets.

(Series of 1939)

Also, Bill No. 1993, Ordinance No. 1900, as follows:

Ordering the performance of certain street work to be done in the City and County of San Francisco, approving and adopting specifications therefor, describing and approving the assessment district, and authorizing the Director of Public Works to enter into contract for doing the same.

On Arch Street (E½) between 250' and 275' north of Randolph Street, and other locations, by construction or reconstruction of sidewalks.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The Director of Public Works, in written communication filed in the office of the Clerk of the Board of Supervisors November 12, 1942, having recommended the ordering of the following street work, the same is hereby ordered to be done in the City and County of San Francisco, said work to be performed under the direction of the Director of Public Works, and to be done in accordance with the specifications prepared therefor by order of said Director of Public Works, and on file in his office, which said plans and specifications are hereby approved and adopted.

That said Board of Supervisors, pursuant to the provisions of Street Improvement Ordinance of 1934, of said City and County of San Francisco, does hereby determine and declare that the assessment to be imposed for the said contemplated improvements, respectively, may be paid in three installments; that the period of time after the time of payment of the first installment when each of the succeeding installments must be paid is to be one year from the time of payment of the preceding installment, and that the rate of interest to be charged on all deferred payments shall be 7 per centum per annum.

Arch St. (E½) between 250' and 275' North of Randolph St.

Bright St. ($W\frac{1}{2}$) between 38.91' and 63.91' North of Garfield St.
 Carroll Ave. ($SW\frac{1}{2}$) between 375' and 425' Northwest of
 Phelps St.

Delta St. ($NW\frac{1}{2}$) between 103' 6" and 138' Southwest of Visi-
 tacion Ave.

43rd Ave. ($W\frac{1}{2}$) between 150' and 175' North of Moraga St.

44th Ave. ($W\frac{1}{2}$) between 100' and 125' South of Santiago St.

47th Ave. ($W\frac{1}{2}$) between 300' and 350' South of Quintara St.

Garfield St. ($N\frac{1}{2}$) between 75' and 100' West of Victoria St.

Kenwood Way ($S\frac{1}{2}$) between 286' and 336' West of Faxon Ave.

Maynard St. ($S\frac{1}{2}$) between 425' and 450' East of Congdon St.

Noriega St. ($S\frac{1}{2}$) between 70' and 120' East of 26th Ave.

Ramsell St. ($E\frac{1}{2}$) between Garfield St. and 88' South and be-
 tween 113' and 138' South of Garfield St.

Ramsell St. ($E\frac{1}{2}$) between Randolph St. and 125' North.

Rutland St. ($NW\frac{1}{2}$) between Sunnysdale Ave. and 25' 8" North-
 easterly.

Santiago St. ($S\frac{1}{2}$) between 82' 6" and 132' 6" East of 45th Ave.

Santiago St. ($S\frac{1}{2}$) between 82' 6" and 107' 6" and between
 132' 6" and 157' 6" East of 46th Ave.

30th Ave. ($W\frac{1}{2}$) between 25' and 75' South of Rivera St.

34th Ave. ($W\frac{1}{2}$) between 118' and 193' North of Noriega St.

34th Ave. ($W\frac{1}{2}$) between 225' and 275' South of Ulloa St.

39th Ave. ($W\frac{1}{2}$) between 225' and 250' South of Kirkham St.

38th Ave. ($W\frac{1}{2}$) between 250' and 300' South of Vicente St.

Vernon St. ($W\frac{1}{2}$) between 275' and 300' and between 400' and
 425' South of Sargent St.

Vesta St. ($SW\frac{1}{2}$) between 150' and 175' Southeast of Thorn-
 ton Ave.

Victoria St. ($W\frac{1}{2}$) between 163' and 213' and between 238' and
 263' South of Garfield St.

Victoria St. ($W\frac{1}{2}$) between 100' and 125' South of Sargent St.
 and between 100' and 125' North of Randolph St.

Worcester Ave. ($SW\frac{1}{2}$) between Chester Ave. and 16.97' North-
 west by the construction of two-course concrete sidewalks,
 six (6) feet in width, where concrete sidewalks, six (6) feet
 or more in width, are not already constructed;
 and the improvement of

Forest Side Ave. ($E\frac{1}{2}$) between 172.49' and 205.49' South of
 Taraval St.

40th Ave. ($E\frac{1}{2}$) between 75' and 100' South of Irving St.

Judah St. ($N\frac{1}{2}$) between 107' 6" and 132' 6" West of 46th Ave.

Maple St. ($E\frac{1}{2}$) between Jackson St. and 119' 01" South.

San Aleso Ave. ($W\frac{1}{2}$) between 121.95' and 164.29' North of
 Upland Drive.

21st Ave. ($W\frac{1}{2}$) between 300' and 325' and between 350' and
 375' South of Santiago St.

by the construction or reconstruction of two-course concrete sidewalks
 six (6) feet in width where concrete or bituminous rock sidewalks are
 defective or not already constructed to official grade;

and the improvement of

Bay St. ($N\frac{1}{2}$) between 137' 6" and 168' West of Mason St.

Chestnut St. ($S\frac{1}{2}$) between Stockton St. and 137' 6" East and
 between 137' 6" and 171' 10½" West of Grant Ave.

Clay St. ($S\frac{1}{2}$) between 136' 9½" and 192' 6" East of Stock-
 ton St.

Fifth St. ($SW\frac{1}{2}$) between 55' and 80' Southeast of Howard St.

Front St. ($W\frac{1}{2}$) between 45' 5" and 105' North of Jackson St.

Grant Ave. ($W\frac{1}{2}$) between Chestnut St. and 49' 11½" South.

Grant Ave. ($E\frac{1}{2}$) between 23' 6" and 45' 2" South of Green-
 wich St.

Geary St. ($S\frac{1}{2}$) between 187' 6" and 238' 6" West of Jones St.

Geary St. ($N\frac{1}{2}$) between Hyde St. and 87' 6" West, and between 137' 6" and 182' 6" West of Hyde St.

Geary St. ($S\frac{1}{2}$) between 70' and 92' 6" West of Hyde St.

Green St. ($N\frac{1}{2}$) between Kearny St. and 20' West.

Howard St. ($SE\frac{1}{2}$) between 325' and 425' Northeast of Sixth St.

Hyde St. ($E\frac{1}{2}$) between 68' 9" and 137' 6" South of Greenwich St.

Jackson St. ($N\frac{1}{2}$) between 197' 6" and 257' 6" West of Leavenworth St.

John St. ($N\frac{1}{2}$) between 75' 6" and 105' 6" East of Mason St.

Kearny St. ($W\frac{1}{2}$) between Green St. and 57' 6" North.

Kearny St. ($W\frac{1}{2}$) between Columbus Ave. and Broadway.

Laguna St. ($E\frac{1}{2}$) between California St. and 160' 5" South.

Leavenworth St. ($W\frac{1}{2}$) between 67' 6" and 137' 6" South of Bay St.

Maynard St. ($N\frac{1}{2}$) between 50' and 75' East of Congdon St.

Mission St. ($NW\frac{1}{2}$) between 93' 9" and 118' 9" Northeast of College Terrace.

Montgomery St. ($W\frac{1}{2}$) between Green St. and 26' 5" South and between 46' 5" and 69' and between 70' and 103' 9" South of Green St. and between Vallejo St. and 37' 9" North and between 112' 6" and 137' 6" North of Vallejo St.

Montgomery St. ($E\frac{1}{2}$) between 112' 6" and 137' 6" North of Vallejo St.

Pacific St. ($N\frac{1}{2}$) between 97' 6" and 138' 6" West of Sansome St.

Scott St. ($W\frac{1}{2}$) between Vallejo St. and 84.75' South.

Sixth Ave. ($E\frac{1}{2}$) between 95' and 120' South of Lincoln Way.

Sixth Ave. ($W\frac{1}{2}$) between 125' and 150' South of Irving St.

Sixth Ave. ($W\frac{1}{2}$) between 225' and 275' South of Judah St.

23rd St. ($S\frac{1}{2}$) between 100' and 128' East of Douglass St.

Swiss Ave. ($W\frac{1}{2}$) between Surrey St. and 95.22' North.

Vallejo St. ($N\frac{1}{2}$) between 110' 4" and 158' 10" West of Franklin St.

Washburn St. ($SW\frac{1}{2}$) between Mission St. and 90' Southeast.

by the construction or reconstruction of two-course concrete sidewalks of the full official width where concrete or bituminous rock sidewalks are defective or not already constructed to the official grade.

The assessment district hereby approved is described as follows: Within the exterior boundary of those certain lots delineated, designated, and numbered respectively as:

<i>Block No.</i>	<i>Lot No.</i>
1885	7
1900	15
2015	12-13
2062	25-26
2170	13-14
2319	2-2A
2373	45-46-2
2374	38-40
2435	5
2458	1C
3282	2
5403	4
5435	25-26
5895	28
6302	4
6304	19
6990	19
6992	23

7007	40, 42, 5, 6, 8
7081A	4
7085	9-14
7087	32
7088	25, 26, 2, 17
<i>Block No.</i>	<i>Lot No.</i>
988	17
1794	39
1801	19
2350	9-11
2920	33
3262	11
<i>Block No.</i>	<i>Lot No.</i>
30	8
45	1C
62	1-22-23-26
87	13
94	18
115	9
133	1, 3, 5, 6A, 11
134	20
162	1, 2, 3
164	7
173	5
180	41
184	13A, 13
225	20
302	8, 8A, 11
318	20
320	22
552	10
650	16, 16A
960	1
1745	17
1761	6
1847	10, 11
<i>Block No.</i>	<i>Lot No.</i>
2805	34
3509	37
3732	2, 134, 135
5890	15
6710	9
6720	9, 7

All being designated on the maps and books of the Assessor of the City and County of San Francisco, and upon the assessment book of the City and County of San Francisco current at the time of the inception of the proceedings for the above mentioned improvement.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Granting Southern Pacific Company Permission to Dismantle Certain Structures so as to Make Steel Available for War Industries.

(Series of 1939)

Also, Bill No. 1988, Ordinance No. 1895, as follows:

Amending Ordinance No. 1095, entitled as follows: "Providing for a grant to the Southern Pacific Company, a railroad corporation, of a

right of way for and the right to construct, maintain and operate a railroad, together with all necessary branches, sidetracks, turnouts, switches, crossings, spur tracks, yard tracks, depot tracks, and terminal tracks and facilities, along, over, under, across and upon certain streets, avenues, alleys, places and properties in the City and County of San Francisco," by amending Section 2 of said ordinance by eliminating Subdivision (b) of said section, and by amending Subdivision (c) of said section by eliminating from the first paragraph of said subdivision the words "or across Sixteenth Street at or near Seventh Street," and by adding a new subdivision to said Section 2 to be known as Subdivision (d), all of which said amendments are for the purpose of modifying certain obligations of the Southern Pacific Company relative to the maintenance of viaduct structures over the rights of way and permitting said Southern Pacific Company to abandon and dismantle certain of said structures more particularly described herein for the purpose of making the steel in said structures available for war industries.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 2 of Ordinance No. 1095 is hereby amended by eliminating paragraph (b); and paragraph (c) is hereby amended by omitting the words, ". . . or across Sixteenth Street at or near Seventh Street; . . .".

Section 2. Section 2 of said Ordinance No. 1095 is hereby amended by adding thereto the following subsection:

(d) The City and County of San Francisco hereby abandons all interest in the structural steel and other materials in those portions of the existing viaduct heretofore erected by the Southern Pacific Company which encroach on the roadways of Sixteenth Street, Sixth Street and Illinois Street and on adjacent private property, so that said structural steel and other materials may be made available to the United States Government or war industries, and said Southern Pacific Company is authorized to cause the same to be dismantled and removed; the said Southern Pacific Company shall remove all foundations within street areas to a depth of at least three feet below the official grade of the sidewalk or roadway; grade to a safe condition and to existing grade all parts of the roadway from which materials have been excavated, and construct a concrete header against any existing pavement; shall erect balustrades or railings on the Third Street Viaduct, satisfactory to the City Engineer, when necessitated by the removal of the Sixteenth Street structure; make track changes to reduce the number of traffic interferences on Third Street by train movements, and improve the roadway adjacent to the tracks at the intersection of Sixteenth Street, Seventh Street, and Mississippi Street, all as shown on City Engineer's plan A 16,491; provided, however, that no reconstruction or additional maintenance of the said Third Street Viaduct shall be required as a result of the removal of those portions of the Mission Bay Viaduct connecting therewith and which are to be removed hereunder, except with respect to the erection of balustrades as hereinabove provided.

Section 3. All other terms and conditions of said Ordinance No. 1095 and the obligations of the Southern Pacific Company arising thereunder shall remain unchanged.

December 14, 1942—Consideration postponed one week.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

NEW BUSINESS.**Adopted.**

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Release of Lien—Carmen Garcia.

(Series of 1939)

Resolution No. 3082, as follows:

Whereas, an instrument executed by Carmen Garcia, an indigent person receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created lien in favor of said City and County on real property belonging to said indigent person; and

Whereas, said indigent person, on payment of the debts secured by said lien, is entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of such lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Release of Lien—Annie L. and James Smith.

(Series of 1939)

Also, Resolution No. 3083, as follows:

Whereas, an instrument executed by James and Annie L. Smith, indigent persons receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created liens in favor of said City and County on real property belonging to said indigent persons; and

Whereas, said indigent persons, on payment of the debts secured by said lien, are entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of any such lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Passed for Second Reading.

Providing for Release of Dogs by the Poundkeeper to the Armed Forces of the United States Without Charge.

(Series of 1939)

Also, Bill No. 2012, Ordinance No., as follows:

Amending Section 46(b) of Article I, Chapter V (Health Code), Part II of the San Francisco Municipal Code, pertaining to the release of animals by the Poundkeeper, by providing for the release of dogs

to the armed forces of the United States during time of war, without payment of charges.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 46(b), Article I, Chapter V (Health Code), Part II of the San Francisco Municipal Code, is hereby amended to read as follows:

Section 46(b). Release Upon Payment of Charges, Etc. Exceptions. No animal shall, under any circumstances, be released by the Poundkeeper or his deputies until all the fines and charges imposed thereon, as provided by this section, shall have been paid. *Provided, however, that any dog which may be of service to the armed forces of the United States of America during time of war and which dog shall have been requisitioned for such purposes by the duly appointed procurement agency, may be released to said agency by the Poundkeeper or his deputies without charge; and provided further,* that if it shall be made to appear to the Poundkeeper that any of the animals impounded by him, mentioned in subdivision (1) of subsection (a) hereof, have broken out, or were let out, of the fenced enclosure of the owner without fault on his part, the Poundkeeper shall release the said animals without charge. If the said Poundkeeper refuses to release any such animal, and the owner pays the demanded charges, the owner may apply by petition to the Board of Supervisors to have such charges refunded, and the Board of Supervisors shall order the repayment, without cost to the owner, of the charges so paid if it shall appear that the said animals broke out, or were let out, of the fenced enclosure of the owner without fault on his part.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Adopted.

Controller Authorized and Directed to Write Off as a Loss Public Welfare Department Shortages Prior to July 6, 1939, in the Sum of \$42.64 and Reimburse His Revolving Fund in that Amount.

(Series of 1939)

Also, Resolution No. 3084, as follows:

Whereas, the Public Welfare Department, in the conduct of its district offices, through shortage and theft prior to July 6, 1939, sustained a loss of \$27.64 from cash on hand in its revolving fund; and

Whereas, the Public Welfare Department, in the conduct of its district offices, received a check in the amount of \$15.00 drawn by Clifford E. Lingenfelter on the National Bank of Washington in the city of Washington, D. C., on April 15, 1941, which check was returned to the Treasurer of the City and County of San Francisco by the National Bank of Washington, D. C., with the notation "not sufficient funds"; and

Whereas, the Public Welfare Department has reimbursed from its revolving fund the amount of \$15.00 to the Treasurer of the City and County of San Francisco, which reimbursement represents the loss on the above check drawn by Clifford E. Lingenfelter; and

Whereas, these losses were sustained without negligence or carelessness on the part of the Public Welfare Department, its Director, or its employees; and

Whereas, it is impossible to recover either of said losses; now, therefore, be it

Resolved, That the Controller of the City and County of San Fran-

cisco be and he is hereby authorized and directed to write off as a loss the total of \$42.64 and to reimburse said revolving fund from Appropriation No. 256.200.00.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Passed for Second Reading.

Reappropriating \$487.50 in Department of Public Health Appropriations and Creating Position of I 116 Orderly at \$110 Per Month, and Eliminating I 204 Porter at \$110 Per Month at Laguna Honda Home for Period December 16, 1942, to June 30, 1943.

(Series of 1939)

Also, Bill No. 2013, Ordinance No., as follows:

Reappropriating \$487.50 in Department of Public Health Appropriations, creating position of one I 116 Orderly at \$110 per month, less maintenance, in Laguna Honda Home, and eliminating one I 204 Porter at \$110 per month, less maintenance, at Laguna Honda Home, for the period December 16, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$487.50 is hereby reappropriated and set aside out of existing surplus in Appropriation No. 251.110.02-3 to the credit of Appropriation No. 251.110.02-2, to provide compensation for one I 116 Orderly at \$110 per month, less maintenance, at Laguna Honda Home, for the period December 16, 1942, to June 30, 1943.

Section 2. The position of one I-116 Orderly at \$110 per month, less maintenance, is hereby created at Laguna Honda Home and the position of one I 204 Porter at \$110 per month, less maintenance, is hereby eliminated at Laguna Honda Home.

Recommended by the Director of Public Health.

Approved as to Classification and Compensation by the Civil Service Commission.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Appropriating \$2,310, Temporary Bookkeeping Machine Operators, December 1, 1942, to June 30, 1943.

(Series of 1939)

Also, Bill No. 2015, Ordinance No., as follows:

Appropriating the sum of \$860 from Appropriation No. 266-110-02 and the sum of \$1,450 from Appropriation No. 266-110-11, to the credit of Appropriation No. 266-120-11, to provide for the employment of two

temporary bookkeeping machine operators (B311) for the period from December 1, 1942, to June 30, 1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,310 is hereby appropriated (\$860 from the surplus in Appropriation No. 266-110-02—San Francisco Water Department—Accounting and Financial—Permanent Salaries (Reserve), and \$1,450 from the surplus in Appropriation No. 266-110-00—San Francisco Water Department—Water Sales Consumers Account—Permanent Salaries (Reserve)), to the credit of Appropriation No. 266-120-11—San Francisco Water Department—Water Sales Consumers Accounts—Temporary Salaries, to provide funds for the employment of two B311 Bookkeeping Machine Operators for the period from December 1, 1942, to June 30, 1943. These employments are urgently needed in the prompt preparation and issuance of monthly bills covering water deliveries to consumers necessary in the current collection and accounting of the San Francisco Water Department revenues. Increase in the number of consumers' accounts and revenues, the loss of manpower due to sickness, enlistment and induction in the armed forces, and employees accepting employment in war industries makes these additional employments necessary in the proper and efficient accounting of the Water Department revenues.

Recommended by the Manager of Utilities.

Approved by the Public Utilities Commission.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Final Passage.

Amending Section 83 of Salary Ordinance, Board of Education, by Adding Special Janitor and Special Engineer of Stationary Steam Engines; an Emergency Ordinance.

(Series of 1939)

Also, Bill No. 1970. Ordinance No. 1894, as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 83, BOARD OF EDUCATION, by adding item 48 C105 Special Janitor and item 49 C107.1 Special Working Foreman Janitor, each at \$2.50 per evening in addition to regular salary, and by adding item 66.1 O169 Special Engineer of Stationary Steam Engines at \$3.00 per evening in addition to regular salary. An emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 83, is hereby amended to read as follows:

Section 83. BOARD OF EDUCATION— NON-CERTIFICATED EMPLOYEES

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	1	A6	Supervisor of Maintenance and Repairs....	\$ 325
2	4	A154	Carpenter at \$11.50 per day 4 months; \$12 per day 8 months.....	
3	1	A162	Foreman Carpenter—4 months..... 8 months.....	291 303

4	3	A354	Painter at \$12 per day.....	
5	4	B4	Bookkeeper	175
6	1	B6	Senior Bookkeeper	235
7	*2	B6	Senior Bookkeeper	190
8	1	B9	Supervisor of Financial Reports, Board of Education	235
9	1	B14	Senior Accountant	285
10	1	*	Senior Accountant	275
11	1	B58	Secretary, Board of Education.....	492
12	1	B180	Administrative Assistant	350
13	2	B210	Office Assistant	106
14	1	B222	General Clerk	190
15	1	B222	General Clerk	175
16	1	B228	Senior Clerk	200
17	3	B308	Key Drive Calculating Machine Operator	175
18	2	B308	Key Drive Calculating Machine Operator	155
19		B308	Key Drive Calculating Machine Operator (as needed)	155
20	1	B311	Bookkeeping Machine Operator.....	185
20.1	30	B352	Storekeeper	150
21	1	B354	General Storekeeper	230
22	1	B380	Armorer, R. O. T. C.....	160
23	3	B408	General Clerk-Stenographer	215
24	61	B408	General Clerk-Stenographer	175
25	3	B408	General Clerk-Stenographer	170
25.1	4	B408	General Clerk-Stenographer	168
26	6	B408	General Clerk-Stenographer	162
27	18	B408	General Clerk-Stenographer	155
29	11	B408	General Clerk-Stenographer (part time) \$3 per evening	
30	12	B408	General Clerk-Stenographer, \$6 per day	
30.1	3	B408	General Clerk-Stenographer, \$6.50 per day	
30.2	10	B408	General Clerk-Stenographer, \$6.90 per day	
31	4	B412	Senior Clerk-Stenographer	200
32	3	B454	Telephone Operator	157
33		B454	Telephone Operator (as needed) \$5 per day for actual days served.....	
34	1	B512	General Clerk-Typist	215
35	1	B512	General Clerk-Typist	190
36	7	B512	General Clerk-Typist	175
36.1	1	B512	General Clerk-Typist	168
37	3	B512	General Clerk-Typist	162
38	4	B512	General Clerk-Typist	155
39	91	C102	Janitress	140
40	15	C102	Janitress	130
41		C102	Substitute Janitresses at rate of \$130 per month shall be paid at the rate of \$5 per day for actual days served.....	
42	154	C104	Janitor	155
42.1	5	C104	Janitor	152
43	14	C104	Janitor	145
44	27	C104	Janitor (part time), \$2.50 per evening.....	
46	2	C104	Janitor (part time).....	25
47	34	C105	Special Janitor	162.50
48		C105	Special Janitor at \$2.50 per evening in addition to regular salary.....	
49		C107.1	Special Working Foreman Janitor at \$2.50 per evening in addition to regular salary	
50	16	C107	Working Foreman Janitor.....	185
51	5	C107	Working Foreman Janitor.....	175
52	1	C107	Working Foreman Janitor.....	165
53	1	C112	Supervisor of School Janitors.....	275
54	2	I 12	Cook	148

55	1	I 12	Cook (part time)	75
56	2	I 2	Kitchen Helper (part time).....	75
57	8	J 78	Stockman	200
58	5	J 78	Stockman	175
59	2	J 78	Stockman	170
59.1	2	J 78	Stockman	160
60	1	J 80	Foreman Stockman	210
60.1	1	L360	Physician (part time).....	200
61	1	O1	Chauffeur	215
62	1	O104	Moving Picture Operator	200
63	2	O122	Window Shade Worker.....	205
64	15	O168	Engineer Stationary Steam Engines.....	236.50
65		O168	Engineer Stationary Steam Engines (part time relief)	125
66		O168	Engineer Stationary Steam Engines \$3.00 per evening as required.....	
66.1		O169	Special Engineer of Stationary Steam Engines at \$3.00 per evening in addi- tion to regular salary.....	
67	1	O172	Chief Engineer Stationary Steam Engines	325
68	1	O61	Foreman Gardener	200
69	11	O58	Gardener	155
70	2	O58	Gardener	145
72			Referees and Umpires at \$1 to \$3 per game (as needed).....	
73			Temporary clerical employment and other help as needed at rates fixed in Salary Ordinance	
74			Temporary evening school clerks as needed at \$3 per evening.....	

TRUCK RENTAL—CONTRACTUAL

75	Trucks over 2500 lbs. and not over 4500 lbs. at rate of \$265 per month for not more than 23 days per month.
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*One position subject to classification by the Civil Service Commission.

Section 2. This ordinance is passed as an emergency measure, and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists in order to provide for the uninterrupted operation of the Board of Education.

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Appropriating \$2,000 for Target Area Camouflage Survey; an Emergency Ordinance.

(Series of 1939)

Also, Bill No. 2016, Ordinance No. 1907, as follows:

Appropriating the sum of \$2,000 to provide funds for the purpose of conducting a target area camouflage survey; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated the sum of \$2,000 out of Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.500.79-1, to provide funds for the purpose of conducting a target area camouflage survey.

Section 2. This ordinance is passed as an emergency measure, the nature of said emergency being as follows: That the City and County of San Francisco is declared to be in a combat zone; it is therefore necessary that a camouflage survey be made immediately for the protection of the lives and property of the people of the City and County of San Francisco.

Recommended and approved by the Mayor, executive Head of San Francisco War Council.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Passed for Second Reading.

Appropriating \$4,000 From Unappropriated Balance of Funds, Municipal Railway, to Credit of Military Leave, to Provide for Month of January, 1943, Payments of Military Leave.

(Series of 1939)

Also, Bill No. 2017, Ordinance No., as follows:

Appropriating the sum of \$4,000 from the Unappropriated Balance of Funds—Municipal Railway, to the credit of Appropriation No. 265-126-00—Military Leave, to provide for the month of January, 1943, payments of military leave.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,000 is hereby appropriated from the Municipal Railway Unappropriated Balance of Funds to the credit of Appropriation No. 265-126-00—Military Leave, to provide for the month of January, 1943, payments of military leave.

Approved by the Public Utilities Commission.

Approved by the Manager of Utilities.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Appropriating the Sum of \$1,348.27 From the Surplus Existing in Appropriation No. 230.110.00 to the Credit of Appropriation No. 233.371.30 for the Purpose of Providing Funds to Purchase 110 Record Book Covers for the Binding of Official Records in the Recorder's Office.

(Series of 1939)

Also, Bill No. 2018, Ordinance No., as follows:

Appropriating the sum of \$1,348.27 from the surplus existing in Appropriation No. 230.110.00 to the credit of Appropriation No. 233.371.30

for the purpose of providing funds to purchase 110 record book covers for the binding of official records in the Recorder's Office.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,348.27 is hereby appropriated from the surplus existing in Appropriation No. 230.110.00 to the credit of Appropriation No. 233.371.30, to provide funds for the purchase of record book covers for the binding of official records in the Recorder's Office.

Recommended by the Recorder.

Approved by the Director of Finance and Records.

Approved by the Mayor.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Appropriating \$1,000 From Surpluses in Overhead Building Report and Auto Rentals Building Repair for Purchase of Panel Delivery Truck and Repairs to Same for Balance of Fiscal Year.

(Series of 1939)

Also, Bill No. 2019, Ordinance No., as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$1,000 from the surpluses existing in the following appropriations: Appropriation No. 238.996.15—Overhead Building Repair, \$800, and Appropriation No. 233.203.38—Auto Rentals Building Repair, \$200, to the credit of the following appropriations and for the purposes recited and in the amounts indicated:

<i>Appropriation No.</i>	<i>Object of Expenditure</i>	<i>Amount</i>
233.400.38	Purchase of used panel delivery truck.....	\$800
233.216.38	Shop expense and necessary adjustments for this delivery truck for balance fiscal year....	200

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,000 is hereby appropriated and set aside from the surpluses existing in the following appropriations: Appropriation No. 238.996.15—Overhead Building Repair, \$800, and Appropriation No. 233.203.38—Auto Rentals Building Repair, \$200, to the credit of the following appropriations and for the purposes recited and in the amounts indicated:

<i>Appropriation No.</i>	<i>Object of Expenditure</i>	<i>Amount</i>
233.400.38	Purchase of used panel delivery truck.....	\$800
233.216.38	Shop expense and necessary adjustments for this delivery truck for balance fiscal year....	200

Section 2. The purchase of the panel delivery truck will increase the efficiency of the plumbing division and will also reflect considerable savings by using this truck to carry a pipe cutter and threader, small fittings, pipe, etc., around to the various jobs in the schools, fire, police and other public buildings, rather than have the mechanics losing valuable time running back and forth to their shop located at Eleventh and Bryant Streets to pick up miscellaneous materials, etc.

Recommended by the Director of Public Works.

Approved by the Purchaser of Supplies.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Authorizing Supplemental Appropriation of \$4,000 From Surplus in Street Cleaning Wages Account to Credit of Repairs of Automotive Equipment for Auto Maintenance in Street Cleaning Division, Department of Public Works, for Balance of Fiscal Year.

(Series of 1939)

Also, Bill No. 2020, Ordinance No. , as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$4,000 from the accrued surplus in the Street Cleaning Wages Account, Appropriation No. 242.130.00, to the credit of Repairs of Automotive Equipment, Appropriation No. 233.216.42, necessary for the keeping in repair of much needed automotive equipment in the Street Cleaning Division, Department of Public Works, for the balance of the fiscal year 1942-1943.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,000 is hereby appropriated and set aside from the accrued surplus in the Street Cleaning Wages Account, Appropriation No. 242.130.00, to the credit of Repairs of Automotive Equipment, Appropriation No. 233.216.42, necessary for the keeping in repair of much needed automotive equipment in the Street Cleaning Division, Department of Public Works, for the balance of the fiscal year 1942-1943.

Recommended by the Director of the Department of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Amending Salary Ordinance as to Section 72 Thereof, Public Utilities Commission, Municipal Railway, by Increasing Employments of Conductors and Motormen.

(Series of 1939)

Also, Bill No. 2021, Ordinance No. , as follows:

An amendment to Bill No. 1734, Ordinance No. 1667, Section 72, PUBLIC UTILITIES COMMISSION—MUNICIPAL RAILWAY, by increasing the number of positions under item 49 from 510 to 535 S102 Conductors; by increasing the number of employments under item 50 from 500 to 525 S104 Motorman; and by adding item 49.1 50 S103 Conductors (female).

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1734, Ordinance No. 1667, Section 72, is hereby amended to read as follows:

Section 72. PUBLIC UTILITIES COMMISSION—(Continued)
MUNICIPAL RAILWAY

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	6	A154	Carpenter at \$11.50 4 mos., \$12.00 8 mos.	
2	9	A364	Car and Auto Painter, \$12 per day.....	
3	1	A370	General Foreman Car and Auto Paint Shop	\$ 296
3.1	2	B4	Bookkeeper	185
4	1	B10	Accountant	255
5	1	B14	Senior Accountant	325
5.1	1	B210	Office Assistant	106
6	1	B222	General Clerk	175
7	4	B222	General Clerk	170
9	2	B222	General Clerk	162.50
9.1	3	B222	General Clerk	155
10	1	B234	Head Clerk	210
11	3	B308	Key Drive Calculating Machine Operator..	170
11.1	1	B308	Key Drive Calculating Machine Operator..	168
11.2	1	B308	Key Drive Calculating Machine Operator..	155
12	1	B408	General Clerk-Stenographer	250
13	2	B408	General Clerk-Stenographer	175
14	3	B408	General Clerk-Stenographer	170
14.1	1	B408	General Clerk-Stenographer	162.50
15	1	B454	Telephone Operator	167
15.1	1	B454	Telephone Operator	160
16	2	C52	Elevator Operator	145
17	1	C52	Elevator Operator (relief)	145
18	15	C104	Janitor	160
19	6	C104	Janitor	155
19.1	8	C104	Janitor	152
20	9	C104	Janitor	145
22	1	C104	Janitor	135
23	2	C107	Working Foreman Janitor	185
24	3	E106	Armature Winder, \$10 per day	
26	8	E154	Lineman, \$11.60 per day	
27	1	E160	Foreman Lineman	293
28	1	F216	Maintenance of Way Engineer	325
29	3	J 4	Laborer, \$7.60 per day	
29.1	1	J 4	Laborer	145
30	11	J 66	Garageman, \$7.25 per day.....	
31	54	J 152	Trackman, \$7.60 per day	
32	2	J 156	Switch Repairer, \$8.10 per day	
32.1	3	J 160	Track Welder, \$8.10 per day	
33	2	J 162	Car Repairer Welder, \$9.30 per day	
34	4	J 166	Track Foreman, \$8.60 per day	
36	1	M5	Assistant Superintendent of Equipment and Overhead Lines, Municipal Railway	400
37	1	M6	Superintendent of Equipment and Overhead Lines, Municipal Railway	475
38	8	M54	Auto Machinist, \$11 per day	
39	1	M56	Garage Foreman, Municipal Railway	331
40	2	M104	Blacksmith's Helper, \$8 per day	
41	2	M108	Blacksmith, \$11.40 per day	
42	6	M202	Car Repairer, at \$8 per day	
42.1	1	M202	Car Repairer at \$8.40 per day	
42.2	43	M202	Car Repairer at \$8.80 per day	
43	5	M206	Sub-Foreman Car Repairer, \$9.30 per day	
44	2	M208	Foreman Car Repairer, \$9.80 per day.....	
45	7	M254	Machinist, \$11 per day	
46	2	O1	Chauffeur, \$9.15 per day	
47	1	S10	Manager, Municipal Railway	700
48	1	S60	Instructor, Municipal Railway	245

49	535	S102	Conductor, first 6 months, 80c hour; second six months, 82½c hour; third 6 months, 85c hour; fourth 6 months, 87½c hour (10c per hour extra while instructing new employees as assigned by the superintendent).....	
49.1	50	S103	Conductors (female), first 6 months, 80c hour; second 6 months, 82½c hour; third 6 months, 85c hour; fourth 6 months, 87½c hour.....	
50	525	S104	Motorman, first 6 mos., 80c hour; second 6 mos., 82½c hour; third 6 mos., 85c hour; fourth 6 mos., 87½c hour (10c per hour extra while instructing new employees as assigned by the superintendent)	
51	150	S106	Bus Operator, 87½c per hour (10c extra per hour while instructing new employees as assigned by the superintendent)	
51.1	6	S110	Inspector, Municipal Railway	185
51.2	2	S110	Inspector, Municipal Railway	188
52	3	S110	Inspector, Municipal Railway	192
53	3	S110	Inspector, Municipal Railway	193
54	2	S110	Inspector, Municipal Railway	195
55	19	S110	Inspector, Municipal Railway	200
56	2	S120	Day Dispatcher	210
57	1	S124	Supervisor of Schedules	220
58	1	S128	Division Superintendent, Municipal Railway	325
58.1	1	S128	Division Superintendent, Municipal Railway	295
59	1	S130	Assistant Superintendent of Transportation, Municipal Railway	325
60	1	S132	Superintendent of Transportation, Municipal Railway	400
61	3	U108	Compressor Operator, portable, \$10 day....	
62	1	R108	Supervisor of Music (part time).....	50
63			Seasonal, Clerical and other temporary services as needed at rates not in excess of salary standardization schedules.	

Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Appropriating \$2,348.50, Working Foreman Janitor, General Clerk-Stenographer, Public Welfare Department, and Providing Funds Therefor, Period December 1, 1942, to June 30, 1942; Eliminating Position of Janitor and Senior Clerk-Stenographer, Same Department.

(Series of 1939)

Also, Bill No. 2022, Ordinance No., as follows:

Appropriating \$2,348.50 from the surplus existing in Appropriation No. 256.110.00 to the credit of Appropriation No. 256.110.00, creating the positions of 1 C107 Working Foreman Janitor at \$165 per month and 1 B408 General Clerk-Stenographer at \$170.50 per month in the

Public Welfare Department, and providing funds for the compensation therefor for the period December 1, 1942, to June 30, 1943; eliminating the positions of 1 C104 Janitor at \$145 per month and 1 B412 Senior Clerk-Stenographer at \$193 per month in the same department.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$2,348.50 is hereby appropriated from the surplus existing in Appropriation No. 256.110.00 to the credit of Appropriation No. 256.110.00 to provide funds for the compensation of the following positions in the Public Welfare Department for the period December 1, 1942, to June 30, 1943; 1 C107 Working Foreman Janitor at \$165 per month and 1 B408 General Clerk-Stenographer at \$170.50 per month.

Section 2. The following positions are hereby created in the Public Welfare Department: 1 C107 Working Foreman Janitor at \$165 per month and 1 B408 General Clerk-Stenographer at \$170.50 per month; the following positions are hereby eliminated in the same department: 1 C104 Janitor at \$145 per month and 1 B412 Senior Clerk-Stenographer at \$193 per month.

Recommended by the Director of Public Welfare.

Approved by the Public Welfare Commission.

Approved as to form by the City Attorney.

Funds available by the Controller.

Approved as to classification and rate of pay by the Civil Service Commission.

Approved by the Mayor.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Amending Salary Ordinance as to Section 66 Thereof, Public Welfare Department, by Eliminating Social Service Worker at \$150 Per Month; by Eliminating Janitor, Adding in Lieu Thereof Working Foreman Janitor; by Eliminating Senior Clerk-Stenographer and by Increasing in Lieu Thereof Number of Positions of General Clerk-Stenographers.

(Series of 1939)

Also, Bill No. 2023, Ordinance No., as follows:

An amendment to Bill 1734, Ordinance 1667, Section 66, PUBLIC WELFARE DEPARTMENT, by eliminating one position of T157 Social Service Worker at \$150 under item 37.4; by eliminating one position of C104 Janitor under item 25.1 at \$145; and adding in lieu thereof item 25.2 1 C107 Working Foreman Janitor at \$165; by eliminating one position of B412 Senior Clerk-Stenographer at \$193 under item 14, and in lieu thereof increasing the number of positions under item 9 from 38 to 39 B408 General Clerk-Stenographer at \$170.50.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill 1734, Ordinance 1667, Section 66 is hereby amended to read as follows:

Section 66. PUBLIC WELFARE DEPARTMENT

Item No.	No. of Employees	Class No.	Class-Title	Maximum Monthly Rate
1	2	B4	Bookkeeper	\$ 185
2	1	B25	Business Manager	280

3	2	B210	Office Assistant	106
4	5	B222	General Clerk	170.50
4.1	1	B222	General Clerk	165
5	1	B222	General Clerk	155
6	1	B222	General Clerk	164
7	1	B228	Senior Clerk	200
8	1	B239	Statistician	195.50
9	39	B408	General Clerk-Stenographer	170.50
10	7	B408	General Clerk-Stenographer	170
11	1	B408	General Clerk-Stenographer	172
12	1	B408	General Clerk-Stenographer	175
13	1	B408	General Clerk-Stenographer	185
14	1	B412	Senior Clerk-Stenographer	193
15	1	B419.1	Secretary, Public Welfare Commission	218
16	2	B454	Telephone Operator	157
17	1	B510	Braille Typist	150
18	1	B512	General Clerk-Typist	154
19	17	B512	General Clerk-Typist	170.50
20	5	B512	General Clerk-Typist	165
21	3	B512	General Clerk-Typist	162
21.1	7	B512	General Clerk-Typist	155
22	4	B512	General Clerk-Typist	164
23	1	B516	Senior Clerk-Typist	193
24	1	C52	Elevator Operator	152
25	4	C104	Janitor	152
25.1	1	C104	Janitor	145
25.2	1	C107	Working Foreman Janitor	165
26	1	L208	Nutritionist	157
27	3	L360	Physician, part time	150
28	1	L360	Physician, part time	250
29	1	L409	Psychiatrist, Public Welfare Department, part time	75
30	1	T153	Chinese Social Service Worker.....	168
31	4	T157	Social Service Worker	193
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Approved as to classification by the Civil Service Commission.

Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Adopted.

**Position of Key Punch Operator, Office of the Controller, Exempt
From Residential Requirements of Section 7 of the Charter.**

(Series of 1939)

Also, Resolution No. 3085, as follows:

Whereas, the Office of the Controller requires the services of Key Punch Operators to assume duties in connection with the calculation and reporting of the Victory Tax, Income Tax and other payroll matters; and

Whereas, the Office of the Controller has been unable to secure Key Punch Operators who are residents of the City and County of San Francisco; now, therefore, be it

Resolved, That pursuant to the provisions of Section 7 of the Charter, and on the recommendation of the Controller, the position of Key Punch Operator is hereby exempted from the residential requirements of the Charter as set forth in Section 7 thereof.

Recommended by the Controller.

Recommended by the Mayor.

Approved by the Civil Service Commission.

Supervisor Mead dissenting.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Meyer, Roncovieri—8.

Noes: Supervisors Mead, Shannon—2.

Absent: Supervisor Uhl—1.

Passed for Second Reading.

**Providing for the Bonding of Employees of Department of
Weights and Measures.**

(Series of 1939)

Also, Bill No. 2025, Ordinance No. , as follows:

Amending Bill No. 1902, Ordinance No. 1058 (Series of 1939), an ordinance bonding various officers and employees of the City and County of San Francisco, by amending Sections 15, 21 and 41 thereof, and by adding a new section to be designated Section 54-A "Weights and Measures."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Bill No. 1902, Ordinance No. 1058 (Series of 1939), is hereby amended by amending Sections 15, 21 and 41 thereof and by adding a new section thereto, to be designated Section 54-A, "Weights and Measures."

**Section 15. FINANCE AND RECORDS—DEPARTMENT
OF PUBLIC ADMINISTRATOR**

Head Clerk	\$2,000	
Bookkeeper	2,000	
Bookkeeper	1,000	
Senior Clerk-Stenographer	2,000	
General Clerk-Stenographer	1,000	\$ 8,000

**Section 21. JUVENILE COURT—PROBATION
DEPARTMENT**

Chief Probation Officer.....	\$5,000
Director, Log Cabin Ranch School.....	2,000

Senior Probation Officer	5,000	
Senior Bookkeeper	1,000	
Collector	1,000	\$19,000

**Section 41. PUBLIC WORKS, DEPARTMENT OF—
BUREAU OF COST ACCOUNTING**

Supervisor	\$5,000	
Senior Clerk	2,500	
Senior Clerk	1,000	
General Clerks (3) each.....	2,500	\$16,000

Section 54-A. WEIGHTS AND MEASURES

Sealer of Weights and Measures.....	\$5,000	\$ 5,000
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Approved as to form by the City Attorney.

Passed for Second Reading by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Consideration Postponed.

The following recommendation of Police Committee was taken up:

Present: Supervisors Gallagher, Green, Uhl.

An Ordinance Amending Chapter V, Part II, of the San Francisco Municipal Code by Adding Section 40 to Article I Thereof, Regulating the Control of Dogs so as Not to Commit Nuisances and Providing for the Issuance of Citations for Violations Thereof.

(Series of 1939)

Bill No. 2024, Ordinance No., as follows:

An ordinance amending Chapter V, Part II, of the San Francisco Municipal Code by adding Section 40 to Article I thereof, regulating the control of dogs so as not to commit nuisances and providing for the issuance of citations for violations thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The San Francisco Municipal Code is hereby amended by adding to Article I, Chapter 5, Part II thereof, the following section to read as follows:

Section 40. Dogs to Be Controlled so as Not to Commit Nuisances.

(a) No person having the right and ability to prevent, shall knowingly, or carelessly or negligently, permit any dog or other animal to commit any nuisance upon any sidewalk of any public street, avenue, park, public square, or place in the City and County of San Francisco.

(b) Citing of Violators.

(1) In any case in which it is lawful for a peace officer to arrest without a warrant a person for a violation of this section, he may, but need not, prepare in duplicate upon such form as the Chief of Police shall prescribe, a written citation directing said person to appear in court and containing the name and address of such person, the offense charged, and the time and place of court appearance. The time specified in said citation to appear shall be within five (5) days after the date of issuance and the place shall be before a Municipal Court Judge of the City and County of San Francisco.

(2) Said peace officer shall deliver one (1) copy of said citation to the accused and said person, in order to secure his release, must give his written promise to appear in court at the stipulated time and place by signing the duplicate citation which shall be retained by the peace officer. Thereupon, the accused person shall forthwith be released.

(3) A complaint charging a violation of this ordinance shall be filed as soon as practicable before the magistrate.

(4) No warrant shall be issued on said charge for the arrest of a person who has given such written promise to appear unless and until he has violated such promise to appear at the time and place specified in said citation, or if there is reasonable cause to believe that he will not so appear.

(5) Any person wilfully violating his written promise to appear in court is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally cited.

Approved as to form by the City Attorney.

On motion of Supervisor Shannon, consideration of the foregoing matter was, without objection, *postponed one week*.

Consideration Postponed.

The following recommendation of Public Health and Welfare Committee was taken up:

Present: Supervisors Shannon, Roncovieri.

From the Public Health and Welfare Committee With the Recommendation That It Be Set as a Special Order of Business on Monday, December 28, 1942.

Consideration of the report of the Mayor's Committee relative to the hospitality facilities of San Francisco and how they compare with other cities.

The foregoing matter was *postponed one week and made a Special Order of Business for Monday, December 28, 1942, at 3 p. m.*

Re-referred to Public Health and Welfare Committee.

The following recommendation of the Public Health and Welfare Committee was taken up:

Present: Supervisors Shannon, Roncovieri.

Abatement Proceedings—1834 Sutter Street.

(Series of 1939)

Resolution No., as follows:

Resolved, That, in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 1834 Sutter Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

On motion of Supervisor Shannon, the foregoing resolution was, without objection, *re-referred to the Public Health and Welfare Committee*.

Adopted.

The following recommendations of Public Health and Welfare Committee were taken up:

Abatement Proceedings—1855 Bush Street.

(Series of 1939)

Resolution No. 3086, as follows:

Resolved, That, in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and

County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 1855 Bush Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Abatement Proceedings—220 Ramsell Street.

(Series of 1939)

Also, Resolution No. 3090, as follows:

Resolved, That, in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 220 Ramsell Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Office of Price Administration Petitioned to Increase Gasoline Ration for San Francisco Motorists.

(Series of 1939)

Also, Resolution No. 3087, as follows:

Whereas, the people of the Pacific Coast were allocated, through the application of an unknown formula, four gallons of gasoline each week as the basic amount of fuel required by an owner of a private passenger automobile, each gallon of gasoline representing fifteen miles of driving, or a total of sixty miles a week; and

Whereas, the Pacific Coast, and particularly our City of San Francisco, are considered by our military authorities to be a major target for enemy attack, and our inhabitants instructed to be prepared for evacuation when required; and

Whereas, the topography of San Francisco, with its hills and steep grades, and its numerous traffic signals and arterial stops, requires a higher average consumption of gasoline for each automobile mile driven than that which applies to a comparatively level municipality of less population density; now, therefore, be it

Resolved, That this Board of Supervisors petition the Office of Price Administration to grant residents of San Francisco owning private passenger automobiles a sufficient increase in the basic amount of gasoline permitted that will enable such residents of San Francisco to be prepared to meet any emergency caused by enemy attack or need for evacuation and which will place them on a par with residents of communities where the climate and topography aid in obtaining a greater mileage for each gallon of gasoline without, by the use of such additional gasoline allowance, increasing the consumption of rubber, the conservation of which is the basis of such gasoline rationing; and be it

Further Resolved, That a copy of this resolution be sent to the Office

of Price Administration in Washington, D. C., and also the local office of the Office of Price Administration.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Abatement Proceedings—139-139½ Elsie Street.

(Series of 1939)

Also, Resolution No. 3089, as follows:

Resolved, That, in accordance with the recommendation of the Department of Public Health, the Board of Supervisors of the City and County of San Francisco, State of California, does hereby declare that the premise numbered, known and designated as 139-139½ Elsie Street, in the City and County of San Francisco, be and the same is hereby declared to be a public nuisance and the City Attorney of said City and County is hereby directed to abate the same in conformity with the provisions of Section 731 of the Code of Civil Procedure of the State of California.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Adopted.

The following recommendation of his Honor the Mayor was taken up:

**Leave of Absence, Honorable Frank Y. McLaughlin, Member,
Public Welfare Commission.**

(Series of 1939)

Resolution No. 3088, as follows:

Resolved, That, in accordance with the recommendation of his Honor the Mayor, Honorable Frank Y. McLaughlin, member of the Public Welfare Commission, be and he is hereby granted a leave of absence of thirty (30) days from and after December 14, 1942, with permission to leave the State.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Penalties for Particular Violations of Traffic Code.

(Series of 1939)

Supervisor MacPhee presented:

Bill No., Ordinance No., as follows:

An ordinance amending Bill No. 863, Ordinance No. 890 (Series of 1939), also designated Chapter XI of the San Francisco Municipal Code, "Traffic Code," by amending Article VII thereof and adding a new section thereto to be known as Section 131, "Penalties for Particular Violations."

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Article VII of Bill No. 863, Ordinance No. 890 (Series of 1939), commonly known as the Traffic Code, is hereby amended by adding thereto a new section to be designated Section 131, "Penalties for Particular Violations," to read as follows:

Sec. 131. Penalties for Particular Violations. Any person violating the provisions of any resolution now or hereafter enacted, prohibiting parking on any street between the hours of 7:00 a. m. and 6:00 p. m., shall be guilty of a misdemeanor, and upon conviction thereof shall be punished for the first offense by a fine of *not less than \$5* nor in excess of \$50, or by imprisonment in the City Jail for not more than 5 days; for the second offense within a period of 1 year from the date of the first offense by a fine of *not less than \$5* nor in excess of \$100, or by imprisonment in the City Jail for not more than 10 days, or by both such fine and imprisonment; for a third and each additional offense committed within 1 year from the date of the first offense by a fine of *not less than \$5* nor in excess of \$300, or by imprisonment in the City Jail for not more than 3 months, or by both such fine and imprisonment.

Referred to Police Committee.

Requesting Chief Administrative Officer to Investigate and Determine Advisability of Providing Public Liability Insurance for Automobiles Owned by Police Department and Assigned to Civilian War Council for Operation by Others Than City and County Employees.

(Series of 1939)

Supervisor Mead presented:

Resolution No. 3090, as follows:

Resolved, That the Chief Administrative Officer be and is hereby requested to investigate and determine the advisability of providing public liability insurance for such of those automobiles as are owned by the Police Department and assigned to the Civilian War Council for operation by others than employees of the City and County of San Francisco.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Authorizing the Issuance of Coupon Spring Valley Bonds Dated July 1, 1928, in Place of Registered Bonds Heretofore Registered With the Treasurer of the City and County of San Francisco as Provided by Law.

(Series of 1939)

The Clerk presented:

Resolution No. 3092, as follows:

Authorizing the issuance of coupon Spring Valley Bonds dated July 1, 1928, in place of registered bonds heretofore registered with the Treasurer of the City and County of San Francisco as provided by law.

Whereas, after due and proper proceedings had in that behalf and after all the necessary ordinances and resolutions were enacted and adopted by the Board of Supervisors of the City and County of San Francisco and duly approved by the Mayor thereof as provided by law, there was submitted to the electors of the City and County of San Francisco to be voted upon on the first day of May, 1928, a proposition

to incur a bonded debt of the City and County of San Francisco to the amount of \$41,000,000 for the purpose of the acquisition, construction and completion of a public utility, to-wit, all of the property or such portion thereof as may be deemed necessary, water rights, rights of way, storage reservoirs, water works, water supply mains within and without the confines of the City and County of San Francisco that should be deemed necessary, and the distributing system of the Spring Valley Water Company and all other property used or useful in supplying water to the City and County of San Francisco; and

Whereas, on said last mentioned date the electors of the City and County of San Francisco, by a majority of more than two-thirds of all the votes cast for or against said proposition, approved the said bonded indebtedness in the sum of \$41,000,000 for the purposes hereinbefore set forth; and

Whereas, thereafter the Board of Supervisors of the City and County of San Francisco duly authorized the issuance of bonds in the amount of \$41,000,000 for the purposes hereinbefore set forth designating said bonds as "City and County of San Francisco Spring Valley Bonds, 1928," and thereafter authorized the sale of said bonds in the manner provided by law; and

Whereas, said bonds were thereafter, by resolution of the Board of Supervisors and after due and proper proceedings in that behalf and in the manner provided by law, duly issued and sold, each of which said bonds was in coupon form and had attached thereto the requisite number of coupons evidencing the semi-annual interest to become due thereon from the date of the issuance of said bonds until the date of maturity of each of said bonds and that each of said bonds was due as of July 1, 1928; and

Whereas, among the aforesaid bonds sold as hereinbefore set forth and as provided by law, were bonds numbered from 28926 to 28950, both numbers inclusive; each of said bonds was of the denomination of \$1,000; and

Whereas, thereafter the owner of the aforesaid bonds specifically mentioned herein, registered said bonds with the Treasurer of the City and County of San Francisco as provided by law and also as provided in said bonds, and, all and singular, the coupons attached to each of said bonds evidencing the interest to become due thereon, were detached from said bonds and returned to and surrendered to the Treasurer of the City and County of San Francisco; and

Whereas, all of the aforesaid bonds specifically mentioned and numbered as aforesaid are now registered in the name of Paul H. Davis & Co.; and

Whereas, said Paul H. Davis & Co., under and pursuant to an Act of the Legislature amending an Act entitled "An Act to Provide for the Registration of Bonds issued by the State of California, or any County, City and County, Municipal Corporation or other Public Corporation," approved by the Governor of the State of California on the 14th day of April, 1913; which said amendment added a new section to the aforesaid Act relating to the reconversion of registered bonds into coupon bonds, has made demand upon the Treasurer of the City and County of San Francisco to re-issue the aforesaid bonds hereinbefore specifically numbered in the form of coupon bonds; and

Whereas, Angelo J. Rossi is now the duly elected, qualified and acting Mayor of the City and County of San Francisco, and Thomas K. McCarthy is now the duly appointed, qualified and acting Treasurer of said City and County, and Harold J. Boyd is now the duly appointed, qualified and acting Controller of the said City and County and who has succeeded to all of the powers and duties of the former Auditor of said City and County of San Francisco, and David A. Barry is now the duly appointed, qualified and acting Clerk of the Board of Supervisors of said City and County; now, therefore, be it

Resolved, That the Board of Supervisors, the legislative body of the

City and County of San Francisco, does hereby direct the Treasurer of said City and County to re-issue the aforesaid specifically numbered bonds hereinbefore set forth in the form of coupon bonds, each of said bonds to be in the same form, denomination, contents and number as were the aforesaid specifically mentioned bonds with the exception that said coupon bonds shall be executed by Angelo J. Rossi as Mayor instead of by James Rolph, Jr., as Mayor, and by Thomas K. McCarthy as Treasurer instead of by John H. Thielier as Treasurer, and shall be duly countersigned by Harold J. Boyd as Controller instead of by Thomas F. Boyle as Auditor, and attested by David A. Barry as Clerk of the Board of Supervisors instead of by J. S. Dunnigan as Clerk of said Board; and be it

Further Resolved, That when said bonds are so re-issued they shall be, and are hereby declared to be, valid obligations of the City and County of San Francisco and entitled to full faith and credence; and be it

Further Resolved, That there be attached to each of said bonds, all and singular, the coupons originally attached thereto maturing after the first day of January, 1943; and be it

Further Resolved, That the applicants for the re-issuance of said bonds pay to the City and County of San Francisco the sum of \$282.22, the cost of re-issuing the same.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Throwing Rubbish on Streets Prohibited.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Amending Sections 33 and 34, and adding Section 35(a) to Article I, Chapter VIII (Police Code), Part II, of the San Francisco Municipal Code, pertaining to the disposal of sweepings from the sidewalks and the sweeping of sidewalks by owners or lessees of buildings, and use of street cleaning receptacles on sidewalk area.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Amend Section 33, Article I, Chapter VIII (Police Code), Part II of the San Francisco Municipal Code to read as follows:

Rubbish, etc., Throwing on Streets Prohibited: It shall be unlawful for any person or persons to throw, sweep or brush onto any sidewalk any rubbish, paper, sweepings, or dirt from any residence, flat, apartment house, store or office building.

Amend Section 34, Article I, Chapter VIII (Police Code), Part II of the San Francisco Municipal Code to read as follows:

Owner, etc., to Clean Sidewalk: The occupant or tenant, or in the absence of an occupant or tenant, the owner, lessee or proprietor of any real estate in this city in front of which there is a paved sidewalk shall be wholly responsible for keeping said sidewalk clean. He shall cause said sidewalk to be swept or otherwise cleaned each day, Sundays and legal holidays excepted; sweepings from said sidewalk shall not be swept or otherwise made or allowed to go into the street, but shall be caused to be disposed of by the person responsible for the cleanliness of said sidewalk.

Add a new section to be known as 35(a) to Article I, Chapter VIII (Police Code), Part II of the San Francisco Municipal Code, to read as follows:

Use of Street Cleaning Receptacles on Sidewalk Area: It shall be

unlawful for any person to deposit any refuse, rubbish, paper, sweepings, dirt or waste from any residence, flat, apartment house, store or office building in, on top, or alongside of the street cleaning receptacles placed in the sidewalk areas for use by the Street Cleaning Department; providing that pedestrians and other persons occupying said streets shall be permitted to deposit in said receptacles cigar or candy wrappers, candy bags, empty match containers, used envelopes, newspaper and cigarette wrappers, empty lunch boxes and other such hand waste.

Recommended by Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Referred to Police Committee.

Transportation of Materials Over Public Streets Prohibited.

(Series of 1939)

The Clerk presented:

Bill No., Ordinance No., as follows:

Amend Section 759, Article 15, Chapter X (Public Works Code), Part II of the San Francisco Municipal Code, pertaining to transportation of materials, etc., over public streets prohibited.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 759, Article 15, Chapter X (Public Works Code), Part II of the San Francisco Municipal Code, is hereby amended to read as follows:

Sec. 759. Transportation of Materials, etc., Over Public Streets Prohibited. It shall be unlawful for any person to use any vehicle for the purpose of transporting dirt, refuse, building or street materials, vegetables or vegetable greens or other materials along or over any public street, alley or passageway unless such vehicles are so constructed and loaded as to prevent the deposit of the contents thereof in whole or in part, in or upon any public street, alley or passageway along or over which such vehicle may be driven. Any person who shall violate any of the provisions of this section of this article shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not less than Five (\$5.00) Dollars nor more than One Hundred (\$100.00) Dollars, or by the imprisonment in the County Jail for not more than Six (6) months, or by both such fine and imprisonment.

Recommended by Department of Public Works.

Approved by the Chief Administrative Officer.

Approved as to form by the City Attorney.

Referred to Police Committee.

COMMUNICATIONS.

Assistant Director, San Francisco Civilian War Council.

The Clerk presented communication from F. M. McAuliffe, Chairman, San Francisco Civilian War Services Committee, endorsing creation of position of Assistant Director, San Francisco Civilian War Council.

Referred to Finance Committee.

Watchmen, Board of Education.

The Clerk presented:

Communication from J. A. Ormond, Secretary, Board of Education, City and County of San Francisco, with respect to reclassification of

two new positions as Watchmen, and salary ordinance amendment covering the establishment of said positions, together with opinion in regard thereto from John J. O'Toole, City Attorney, dated December 3, 1942.

Referred to Finance Committee.

Invitation to Christmas Eve Celebration, National Maritime Union of America.

The Clerk presented invitation from San Francisco Headquarters, National Maritime Union of America, 91 Drumm Street, to attend Christmas Eve Celebration, at 1 p. m. to 6 p. m., December 24, 1942.

Ordered filed.

Acknowledgment by Richard J. Welch, M. C., of Resolution No. 3015.

The Clerk presented communication from Richard J. Welch, M. C., acknowledging receipt of Resolution No. 3015, re: legislation which provides for abolishment of all toll-free privileges over the Golden Gate Bridge.

Ordered filed.

Prohibiting Dogs on City Streets and in Public Parks.

The Clerk presented communication from Mrs. Cyril Weeks, Winfield Scott P.-T. A., favoring passage of proposed ordinance prohibiting dogs on public streets and in public parks.

Ordered filed.

Parking Prohibition, Market and Mission Streets.

The Clerk presented communication from Douglas Dorn, Chairman, Municipal Conference Committee, 333 Pine Street, favoring adoption of proposed resolution prohibiting parking on Market Street and on Mission Street.

Ordered filed.

Left-Hand Turns, Down Town District.

The Clerk presented communication from Geo. W. Gerhard, Secretary, Civic League of Improvement Clubs and Associations, protesting establishment of left hand turn prohibitions on Mission and other streets.

Ordered filed.

ADJOURNMENT.

There being no further business, the Board, at the hour of 5 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors January 11, 1942.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Vol. 37

No. 55

Monday, December 28, 1942

Journal of Proceedings Board of Supervisors

City and County of San Francisco



THE RECORDER PRINTING & PUBLISHING COMPANY

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

MONDAY, DECEMBER 28, 1942, 2:00 P. M.

In Board of Supervisors, San Francisco, Monday, December 28, 1942, 2:00 p. m.

The Board of Supervisors met in regular session.

CALLING THE ROLL.

The roll was called and the following Supervisors were noted present:

Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Quorum present.

President Jesse C. Colman presiding.

Supervisor Uhl on leave of absence.

Presentation of Bridge Director Daniel F. Del Carlo.

During the proceedings, the President, noting the presence of Mr. Dan Del Carlo, recently reappointed Director of the Golden Gate Bridge and Highway District in the chambers, introduced him to the members of the Board and to the citizens present.

Mr. Del Carlo, in brief address, thanked the Board for his reappointment, and assured the Board that he would, to the best of his ability, so act as to justify the confidence of the Board.

SPECIAL ORDER—3:00 P. M.

Consideration of the report of the Mayor's Committee relative to the hospitality facilities of San Francisco and how they compare with other cities.

Consideration postponed one week.

UNFINISHED BUSINESS.

Final Passage.

The following recommendations of Finance Committee, heretofore Passed for Second Reading, were taken up:

Present: Supervisors MacPhee, Mead, Uhl.

Authorizing the Tax Collector of the City and County of San Francisco to Receive Certain Remittances and to Credit Them to Miscellaneous Receipts.

(Series of 1939)

Bill No. 2005, Ordinance No. 1909, as follows:

Authorizing the Tax Collector of the City and County of San Francisco to receive certain remittances and to credit them to miscellaneous receipts.

Whereas, the United States of America is condemning in the City

and County of San Francisco many parcels of land necessary for the war effort; and

Whereas, the possession to many of said parcels of land is taken by the United States of America subsequent to the beginning of the fiscal year; and

Whereas, the United States of America is legally entitled, under Section 4986 of the Revenue and Taxation Code, to a cancellation of all taxes on property which it acquired; and

Whereas, remittances are being made on a proportionate basis for taxes due on said parcels of land; now, therefore,

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. That, whenever the United States of America acquires real property in the City and County of San Francisco subsequent to the beginning of any fiscal year and is legally entitled, under the provisions of Section 4986 of the Revenue and Taxation Code, to have the taxes on said real property for said fiscal year cancelled, the Tax Collector be, and he is, hereby authorized to accept such sums as may be paid to him on the cancellation of said taxes on said property.

Section 2. That all amounts accepted by said Tax Collector under the authority of this ordinance be deposited by said Tax Collector to the credit of the General Fund; for the account of Miscellaneous Receipts.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Authorizing Compromise of Claim of W. Bauer in Amount of \$57.

(Series of 1939)

Bill No. 2006, Ordinance No. 1910, as follows:

Authorizing compromise of claim of W. Bauer, for the sum of fifty-seven (\$57.00) dollars.

Be it ordained by the People of the City and County of San Francisco, as follows:

The City Attorney having recommended and the Board of Police Commissioners having approved settlement of the action of W. Bauer against the City and County of San Francisco and Howard Harrigan, for the recovery of damages sustained on the 5th day of April, 1942, by reason of the alleged negligence of Police Officer Howard Harrigan colliding with the automobile owned and operated by said W. Bauer on Mission Street between Twenty-second and Twenty-third Streets, in the City and County of San Francisco, by the payment of \$57 in full settlement of all claims of said W. Bauer, the City Attorney is hereby authorized to settle and obtain a dismissal of said pending action and litigation—Municipal Court No. 171836—by the payment of the said sum of \$57.

Recommended and approved by the City Attorney.

Recommended and approved by the Board of Police Commissioners.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Appropriating \$1,010 From Unappropriated Reserve for Civilian Defense to Credit of Permanent Salaries, Director's Office, Civilian Defense, and Creating Position of B408 General Clerk-Stenographer at \$155 Per Month.

(Series of 1939)

Bill No. 2008, Ordinance No. 1911, as follows:

Appropriating the sum of \$1,010 out of Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79.1, Permanent Salaries, Director's Office, Civilian Defense, creating the position of one B408 General Clerk-Stenographer at \$155 per month.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. There is hereby appropriated the sum of \$1,010 out of Appropriation No. 202.000.79, Unappropriated Reserve for Civilian Defense, to the credit of Appropriation No. 202.110.79.1, Permanent Salaries, Director's Office, Civilian Defense, to provide funds for the compensation of one B408 General Clerk-Stenographer at \$155 per month.

Section 2. The position of one B408 General Clerk-Stenographer at \$155 per month in the office of the Director of Civilian Defense is hereby created.

Recommended and approved by the Mayor, Executive Head of San Francisco War Council.

Approved by the Civil Service Commission.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Authorizing Public Welfare Commission to Expend Moneys From Robinson Bequest Fund for Services or Merchandise.

(Series of 1939)

Bill No. 2009, Ordinance No. 1912, as follows:

Amending Ordinance No. 106 (Series of 1939), "An ordinance establishing a procedure for the expenditure of interest accruing to the Robinson Bequest Fund; authorizing the Public Welfare Commission to direct the expenditure of money from this bequest fund; repealing all orders or ordinances or parts of orders or ordinances in conflict herewith" by adding a new section to provide for the granting of aid hereunder in services or merchandise.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. A new section is hereby added to Ordinance No. 106 (Series of 1939), "An ordinance establishing a procedure for the expenditure of interest accruing to the Robinson Bequest Fund; authorizing the Public Welfare Commission to direct the expenditure of money from this bequest fund; repealing all orders or ordinances or parts of orders or ordinances in conflict herewith," as follows:

"Section 7. The Public Welfare Commission may, as an alternative to granting aid as hereinabove provided, grant aid in

services or merchandise to persons who are eligible to receive such aid hereunder."

Recommended by the Director of Public Welfare.

Approved by the Mayor.

Approved by the Public Welfare Commission.,

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Final Passage.

The following recommendation of Public Buildings, Lands and City Planning Commission, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Uhl, Gallagher, MacPhee.

Providing for Day Nurseries and Nursery Schools in Second Residential Districts During War Emergency.

(Series of 1939)

Bill No. 2011, Ordinance No. 1913, as follows:

An ordinance amending Section 4, Article 1, Chapter II, Part II of the San Francisco Municipal Code by adding thereto subdivision (i), providing for day nurseries and nursery schools in second residential districts during the present war emergency.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Section 4, Article 1, Chapter II, Part II of the San Francisco Municipal Code is hereby amended to read as follows:

Sec. 4. **Second Residential District.** In a Second Residential District no building or premises shall be used and no building shall be constructed or altered which is arranged, designed or intended to be used for any purpose other than the purposes specified in Section 3 of this Article and those of a:

- (a) Tenement house or apartment house;
- (b) Flat;
- (c) Boarding or lodging house;
- (d) Hotel;
- (e) Library;
- (f) Police Station;
- (g) Fire Station;

(h) Health Institutions; Homes for the Aged and Nursing Homes; for the accommodation of not to exceed eight (8) inmates, provided, however, that no sign, advertising matter or other device of any character shall be displayed on any portion of the exterior of such building or premises which will give any outward indication of the character of its occupancy;

(i) Day Nursery or Nursery School, which character of use shall be permitted only during the present war emergency.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Final Passage.

The following recommendation of Education, Parks and Recreation Committee, heretofore Passed for Second Reading, was taken up:

Present: Supervisors Roncovieri, MacPhee.

Prohibiting Dogs in Either Union Square or Huntington Square.

(Series of 1939)

Bill No. 1980, Ordinance No. 1908, as follows:

Prohibiting dogs in either Union Square or Huntington Square.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. Dogs shall not be permitted or allowed to enter or remain in either Union Square or Huntington Square.

Section 2. It shall be unlawful for any person owning or controlling, or having in his or her possession, or under his or her control any dog, to permit the same to enter or remain in Union Square or Huntington Square, or to take, carry or lead any dog into either of said Squares.

Section 3. Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not more than two hundred fifty dollars (\$250) or by imprisonment in the County Jail for not more than three (3) months, or by both such fine and imprisonment.

Approved as to form by the City Attorney.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

NEW BUSINESS.**Adopted.**

The following recommendations of Finance Committee were taken up:

Present: Supervisors MacPhee, Mead.

Authorizing Release of Lien Filed Re Indigent Aid—Edith and Lewis Rye.

(Series of 1939)

Resolution No. 3093, as follows:

Whereas, an instrument executed by Edith and Lewis Rye, indigent persons receiving aid from the City and County of San Francisco, has been recorded in the office of the Recorder of the City and County of San Francisco, State of California, which said instrument created liens in favor of said City and County on real property belonging to said indigent persons; and

Whereas, said indigent persons, on payment of the debts secured by said lien, are entitled to receive a release thereof; now, therefore, be it

Resolved, That upon receipt of the full amount secured by such lien, David A. Barry, Clerk of the Board of Supervisors of said City and County, be and he is hereby authorized to execute and deliver a release of any such lien.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Approval of Supplemental Recommendations, Public Welfare Department.

(Series of 1939)

Resolution No. 3094, as follows:

Resolved, That the supplemental recommendation of the Public Welfare Department containing the name and amount to be paid as Aid to Needy Children for the month of June, 1941, is hereby approved; and be it

Further Resolved, That the supplemental recommendations of the Public Welfare Department, containing the names and amounts to be paid as Old Age Security Aid and Aid to Needy Children, including increases for the month of December, 1942, are hereby approved; and be it

Further Resolved, That the supplemental recommendations of the Public Welfare Department containing the names and amounts to be paid as Old Age Security Aid, Aid to Needy Children and Aid to Needy Blind, including discontinuances and other transactions, effective as noted, are hereby approved; and be it

Further Resolved, That the Clerk of the Board is directed to transmit the foregoing approvals to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Approval of Recommendations of the Public Welfare Department for the Month of January, 1943.

(Series of 1939)

Resolution No. 3095, as follows:

Resolved, That the recommendations of the Public Welfare Department containing names and amounts to be paid as Old Age Security Aid, Aid to Needy Children and Aid to Needy Blind, including increases and decreases, are hereby approved and the Clerk of the Board is directed to transmit this approval to the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Re-reference to Finance Committee.

Land Purchase—San Francisco Airport.

(Series of 1939)

Resolution No., as follows:

Resolved, In accordance with the recommendation of the Public Utilities Commission, that the City and County of San Francisco, a municipal corporation, accept a deed from the Pacific Portland Cement Company, a corporation, or the legal owner, to the following described real property situated in the County of San Mateo, State of California, required for the San Francisco Airport, and that the sum of \$22,000 be paid for said land from Appropriation No. 99.900.58:

The West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 36, T. 3 S., R. 5 W., M. D. B. & M.

The Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 2, T. 4 S., R. 5 W., M. D. B. & M.

The Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, the South $\frac{1}{2}$ of the

Northwest $\frac{1}{4}$, the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$, the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, the West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 1, T. 4 S., R. 5 W., M. D. B. & M.

Containing 440 acres.

The City Attorney shall examine and approve the title to said property.

Recommended by the Manager of Utilities.

Approved by the Director of Property.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

On motion by Supervisor MacPhee, seconded by Supervisor Green, the foregoing resolution was *re-referred to Finance Committee*.

Adopted.

Refunds of Erroneous Payments of Taxes.

(Series of 1939)

Resolution No. 3100, as follows:

Resolved, That the following amounts be and they are hereby authorized to be paid to the following, being refunds of erroneous payments of taxes as follows:

From Appropriation No. 905— Duplicate Tax Fund.

1. J. H. Conner, per Lot 9, Block 1380, first and second installments, fiscal year 1942.....	\$ 2.24
2. California Pacific Title & Trust Co., per Lot 7, Block 1565, first installment, fiscal year 1942.....	19.04
3. Northern Counties Title, per Lot 21, Block 3203, first installment, fiscal year 1942.....	14.56
4. Giovanni Terragno, per Lot 22, Block 3759, first installment, fiscal year 1942.....	60.93
5. Robert H. Smith, per Lot 4, Block 6582, first and second installment, fiscal year 1941.....	9.61
6. Louis C. Homan, Lot 37, Block 2385, first and second installment, fiscal year 1941.....	21.98

From Appropriation No. 60.969.00 Taxes Refunded Fund.

1. Mrs. Jessie Paterson, per Lot 60, Block 3588, fiscal year 1942-1943	4.48
2. Caroline Cahill, per Lot 28A, Block 6653, fiscal year 1942-1943	8.96
3. Cornelius D. Courtney, per Lot 1, Block 5866, fiscal year 1942-1943	4.48
4. Heyman Brothers, per Lot 41, Block 6021, fiscal year 1942-1943	8.96
5. Mrs. Frances U. Divine, per Lots 22 and 23, Block 980, fiscal year 1942-1943.....	5.82

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Passed for Second Reading.

The following recommendation of Police Committee was taken up:

Present: Supervisors Gallagher, Green, Uhl.

An Ordinance Amending Chapter V, Part II, of the San Francisco Municipal Code by Adding Section 40 to Article I Thereof, Regulating the Control of Dogs so as Not to Commit Nuisances and Providing for the Issuance of Citations for Violations Thereof.

(Series of 1939)

Bill No. 2024, Ordinance No., as follows:

An ordinance amending Chapter V, Part II, of the San Francisco Municipal Code by adding Section 40 to Article I thereof, regulating the control of dogs so as not to commit nuisances and providing for the issuance of citations for violations thereof.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The San Francisco Municipal Code is hereby amended by adding to Article I, Chapter 5, Part II thereof, the following section to read as follows:

Section 40. Dogs to Be Controlled so as Not to Commit Nuisances.

(a) No person having the right and ability to prevent, shall knowingly, or carelessly or negligently, permit any dog or other animal to commit any nuisance upon any sidewalk of any public street, avenue, park, public square, or place in the City and County of San Francisco.

(b) Citing of Violators.

(1) In any case in which it is lawful for a peace officer to arrest without a warrant a person for a violation of this section, he may, but need not, prepare in duplicate upon such form as the Chief of Police shall prescribe, a written citation directing said person to appear in court and containing the name and address of such person, the offense charged, and the time and place of court appearance. The time specified in said citation to appear shall be within five (5) days after the date of issuance and the place shall be before a Municipal Court Judge of the City and County of San Francisco.

(2) Said peace officer shall deliver one (1) copy of said citation to the accused and said person, in order to secure his release, must give his written promise to appear in court at the stipulated time and place by signing the duplicate citation which shall be retained by the peace officer. Thereupon, the accused person shall forthwith be released.

(3) A complaint charging a violation of this ordinance shall be filed as soon as practicable before the magistrate.

(4) No warrant shall be issued on said charge for the arrest of a person who has given such written promise to appear unless and until he has violated such promise to appear at the time and place specified in said citation, or if there is reasonable cause to believe that he will not so appear.

(5) Any person wilfully violating his written promise to appear in court is guilty of a misdemeanor regardless of the disposition of the charge upon which he was originally cited.

Approved as to form by the City Attorney.

Discussion.

Supervisor Brown, in discussing the foregoing proposed legislation, announced that he had received many communications regarding the proposed legislation, most of which were based on a misconception of what the ordinance strives to accomplish. He, himself, had no objec-

tion at any reasonable regulation, but he believed the proposed legislation could not be enforced and he would vote against it. If the bill should not be approved he would be willing to sit down with any Supervisor and attempt to develop a more satisfactory measure.

Mr. Sol J. Levy, representing himself as the author of the movement to put the proposed legislation on the statute books of the City and County of San Francisco. The need for such ordinance is very evident. This ordinance is practically the same as is in existence in New York and practically every large city in the east. Dr. Geiger, Chief Dullea, and the Society for the Prevention of Cruelty to Animals are behind it.

A lady representing the Winfield Scott Key School addressed the Board briefly, urging approval of the proposed legislation.

Thereupon, the roll was called and the foregoing bill was *Passed for Second Reading* by the following vote:

Ayes: Supervisors Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—9.

No: Supervisor Brown—1.

Absent: Supervisor Uhl—1.

ROLL CALL FOR THE INTRODUCTION OF RESOLUTIONS, BILLS AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE.

Appropriating the Sum of \$4,500 From the Surplus in Appropriation No. 212.110.01, Permanent Salaries—General Division—Park Commission, to the Credit of Appropriation No. 212.800.01, Fixed Charges—General Division, to Provide Funds for Industrial Accident Compensation and Medical Expenses; an Emergency Ordinance.

(Series of 1939)

Supervisor Colman presented:

Bill No., Ordinance No., as follows:

Appropriating the sum of \$4,500 from the surplus in Appropriation No. 212.110.01, Permanent Salaries—General Division—Park Commission, to the credit of Appropriation No. 212.800.01, Fixed Charges—General Division, to provide funds for industrial accident compensation and medical expenses; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$4,500 is hereby appropriated from the surplus in Appropriation No. 212.110.01, Permanent Salaries—General Division—Park Commission, to the credit of Appropriation No. 212.800.01, Fixed Charges—General Division, to provide funds for industrial accident compensation and medical expenses.

Section 2. This ordinance is passed as an emergency ordinance and the Board of Supervisors does, by the vote by which this ordinance is passed, hereby declare that an actual emergency exists which necessitates its becoming effective immediately, the nature of the emergency being as follows: to provide for the uninterrupted operation of the Park Department additional funds in the amount of \$4,500 are required for industrial accident compensation and medical expenses for the half year beginning January 1, 1943.

Referred to Finance Committee.

Supplemental Appropriation, \$58,000, for Installation of Drains and Wells in Arlington Street and in Burnham and Twenty-fourth Streets.

(Series of 1939)

Supervisor Colman presented:

Bill No., Ordinance No., as follows:

Authorizing a supplemental appropriation ordinance in the amount of \$58,000 from the surplus existing in the Special Road Improvement Fund to the credit of the following appropriations and for the purposes recited and in the amounts indicated:

<i>Appropriation</i>	<i>Object of Expenditure</i>	<i>Amount</i>
248.933.00—	For installation of intercepting drains and wells in Arlington Street with a gravity flow to the sewer necessary as a protection to the Bernal Avenue area.....	\$28,000
248.934.00—	For the installation of intercepting drains and wells in Burnham and Twenty-fourth Streets together with a gravity flow connection to the sewer.....	30,000

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$58,000 is hereby appropriated and set aside from the surplus existing in the Special Road Improvement Fund to the credit of the following appropriations and for the purposes recited and in the amounts indicated:

<i>Appropriation</i>	<i>Object of Expenditure</i>	<i>Amount</i>
248.933.00—	For installation of intercepting drains and wells in Arlington Street with a gravity flow to the sewer necessary as a protection to the Bernal Avenue area.....	\$28,000
248.934.00—	For the installation of intercepting drains and wells in Burnham and Twenty-fourth Streets together with a gravity flow connection to the sewer.....	30,000

Recommended by the Director of Public Works.

Approved by the Chief Administrative Officer.

Approved by the Mayor.

Approved as to form by the City Attorney.

Approved as to funds available by the Controller.

Referred to Finance Committee.

Urging Mayor to Make Inoperative During the War Emergency Certain Charter Provisions Prohibiting Municipal Officers and Employees From Living Outside the City and County of San Francisco.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No., as follows:

Whereas, Section 7 of the Charter prohibits officers and employees of the City and County of San Francisco from residing outside the city except in particular cases of necessity; and

Whereas, because of the lack of housing facilities, in San Francisco, for persons vital to the war effort it would seem prudent and promotive of the war effort to encourage and make possible residence in suburban communities for those persons not directly engaged in work essential to the war program; now, therefore, be it

Resolved, That under the emergency powers vested in him, Mayor Rossi is hereby respectfully urged to take such steps as will render in-operative for the period of the war emergency, the provision contained in Section 7 of the Charter, prohibiting municipal officers and employees, generally, from residing outside the City and County of San Francisco.

Reference to Committee.

Following objections by Supervisors Mead and Roncovieri, who agreed with the aim sought to be accomplished, but held that the resolution, as written, would permit any city employee, now, or in the future, during the war emergency, to reside outside the city and county, practically at his own will.

Thereupon, the foregoing resolution was *referred by the President to the Commercial and Industrial Development Committee.*

Amendment to Rules of Order of the Board of Supervisors.

(Series of 1939)

Resolution No., as follows:

Resolved, That Rule 16 of the Rules of Order of the Board of Supervisors be amended to read as follows:

Rule 16. No resolution shall be adopted by the Board on the day of its introduction or presentation, without reference to committee, except by unanimous consent of the Supervisors *and then only on condition that every member of the Board has been furnished a copy of the proposed measure at least twenty-four hours before a regular meeting of the Board of Supervisors.*

Referred to Rules Committee.

Appropriating \$1,900 From the Surplus Existing in Appropriation No. 202.110.79-3, Permanent Salaries, Air Raid Warden Service, to the Credit of Appropriation No. 202.120.79-1, Temporary Salaries, Director's Office, to Provide Funds for the Employment of Two Temporary General Clerk-Stenographers; an Emergency Ordinance.

(Series of 1939)

Supervisor MacPhee presented:

Bill No. 2026, Ordinance No. 1914, as follows:

Appropriating \$1,900 from the surplus existing in Appropriation No. 202.110.79-3, Permanent Salaries, Air Raid Warden Service, to the credit of Appropriation No. 202.120.79-1, Temporary Salaries, Director's Office, to provide funds for the employment of two temporary general clerk-stenographers; an emergency ordinance.

Be it ordained by the People of the City and County of San Francisco, as follows:

Section 1. The sum of \$1,900 is hereby appropriated from the surplus existing in Appropriation No. 202.110.79-3, Permanent Salaries, Air Raid Warden Service, to the credit of Appropriation No. 202.120.79-1, Temporary Salaries, Director's Office, to provide funds for the employment of two temporary general clerk-stenographers in the Director's Office.

Section 2. This ordinance is passed as an emergency ordinance, the nature of such emergency being as follows: The Civilian Defense Corps is charged with important duties and responsibilities involving the welfare, health and safety of the citizens of the City and County of San Francisco, and the protection of the property of the City during the present national emergency; funds have not heretofore been pro-

vided for this purpose and the sum herein appropriated is necessary for the efficient operation of said Civilian Defense Corps.

Finally Passed by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Authorizing the Director of Property to Permit the American Women's Voluntary Service and Such Other Kindred Organizations as He Shall See Fit to Use Unoccupied Property Belonging to the City and County of San Francisco for the Purpose of Conducting and Cultivating So-Called "Victory Gardens."

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3099, as follows:

Whereas, there is a great necessity at the present time for every individual to produce food stuffs to the greatest possible extent in order to meet the shortage occasioned by the existing war conditions; and

Whereas, there is a large amount of unoccupied property in the City and County of San Francisco which is owned by the city and which is not occupied; and

Whereas, said property is under the jurisdiction of the Director of Property; now, therefore, be it

Resolved, That the Director of Property be and he is hereby authorized to permit the American Women's Voluntary Service and such other kindred organizations to use and occupy said property during the present war emergency and for six months thereafter for the purpose of permitting the citizens of the City and County of San Francisco to use and occupy said property for the purpose of conducting and cultivating thereon so-called "Victory Gardens" for the purpose of producing vegetables and other food stuffs for the people of the City and County of San Francisco; and be it

Further Resolved, That any permit given by the Director of Property for the use and occupation of said lands belonging to the City and County of San Francisco shall be upon such terms and conditions as the Director of Property may determine, provided, however, that no rental shall be charged thereon.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Authorizing Lease of Garage at 330 Larkin Street.

(Series of 1939)

Supervisor MacPhee presented:

Resolution No. 3098, as follows:

Resolved, in accordance with the recommendation of the San Francisco War Council, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, a municipal corporation, as lessee, be and are hereby authorized and directed to execute a lease with Skelly Estate Company, as lessor, of the basement in that certain garage building located at 330 Larkin Street, San Francisco, California.

The lease shall be on a month to month basis beginning January 1, 1943, at a rental of \$150 per month, payable from such funds as may be appropriated or set aside for said purpose.

Said premises are required for temporary storage of auxiliary fire trucks.

The City Attorney shall approve the form of said lease.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

In Memoriam—Dr. Edward F. Bryant, Jr.

(Series of 1939)

Supervisor Shannon presented:

Resolution No. 3097, as follows:

Whereas, death has ended the career of Dr. Edward F. Bryant, Jr., son of our Tax Collector, Edward F. Bryant; and

Whereas, Dr. Edward F. Bryant, Jr., was a young man of talent, ability and character who gave promise of a brilliant future in his chosen profession, that of dentistry; moreover he was one who endeared himself to all who knew him by his many fine qualities of mind and heart; now, therefore, be it

Resolved, That this Board of Supervisors of the City and County of San Francisco, extends to our fellow official, Edward F. Bryant, and family our sincere sorrow at the loss of a worthy and beloved son and brother; and be it

Further Resolved, That when this Board adjourns today it does so out of respect to the revered memory of Dr. Edward F. Bryant, Jr.

Unanimously adopted by rising vote.

Fixing Date for Hearing Appeal, Rezoning of Northeasterly Corner of Buchanan and Geary Streets.

(Series of 1939)

The Clerk presented:

Resolution No. 3096, as follows:

Resolved, That the time for hearing the appeal from the decision of the City Planning Commission by its Resolution No. 2791, dated November 19, 1942, denying application to rezone from Commercial District to Light Industrial District, property located at the northeasterly corner of Buchanan and Geary Streets, for a distance of 137 feet 6 inches on Buchanan Street and 137 feet 6 inches on Geary Street, is hereby set for Monday, January 4, 1943, at 2 p. m.

Adopted by the following vote:

Ayes: Supervisors Brown, Colman, Gallagher, Gartland, Green, MacPhee, Mead, Meyer, Roncovieri, Shannon—10.

Absent: Supervisor Uhl—1.

Incorporation of Portion of Superstructure of U.S.S. "San Francisco" in Monument Commemorating the Achievements of That Ship, Her Officers and Crew.

Supervisor Gallagher announced that he had received a telegram from the Honorable Frank Knox, Secretary of the Navy, informing him of receipt of resolution requesting that a portion of the superstructure of the U.S.S. "San Francisco" be given to the City and County of San Francisco to be incorporated into a monument in honor of that ship and her gallant crew and officers. The request as set forth in the resolution had received the approval of the Secretary of the Navy, and President Roosevelt favored the proposal.

Subsequently, Supervisor Gallagher continued, he had received a phone call requesting that some authorized representative of the City

and County call on Lieutenant Commandar Bird of Mare Island, within a day or two, when an appropriate section of the superstructure of the U.S.S. "San Francisco" would be presented to him.

Requesting the Mayor to Give Consideration to Matter of Providing Funds for Construction of a Monument Commemorating Historic Fight of U.S.S. "San Francisco" and Appoint Citizens' Committee.

(Series of 1939)

Thereupon Supervisor Gallagher presented the following:

Resolution No., as follows:

Whereas, President Franklin D. Roosevelt and Secretary of the Navy Frank Knox have indicated their great pleasure in arranging that some of the outboard sections of the navigating bridge of the U.S.S. "San Francisco" be turned over to this City to be utilized as part of a permanent monument commemorating the historic fight of the U.S.S. "San Francisco" in the Battle of the Solomons; now, therefore, be it

Resolved, That his Honor the Mayor be and he is hereby requested to give consideration to the matter of providing the funds necessary for this praiseworthy project; and be it

Further Resolved, That his Honor the Mayor be requested to appoint a suitable citizens' committee to act in conjunction with the Art Commission for the purpose of arranging for the construction of this proposed monument honoring the heroic performance of the U.S.S. "San Francisco" and her gallant officers and crew.

Referred to Finance Committee.

Proposal for Modification of Certain Health Regulations.

Supervisor Brown, under his name on Roll Call, called attention to food rationing, with which the citizens of San Francisco will soon be faced, and suggested that the Board of Supervisors give thought to the problem of necessary modifications of the health laws of the City and County of San Francisco. For that reason he would move that the Health Committee of the Board of Supervisors check the Health Code, with the Health Department, and give some thought to introducing amendments to the Health Code, solely for the duration of the war, to permit the keeping of chickens, rabbits, etc., which can be used for food purposes.

In reply, the President suggested that Supervisor Brown introduce the matter in the form of a resolution. The Chair would, he stated, consider the matter as having been so introduced and would refer it to the Public Health and Welfare Committee.

Directing the Public Health and Welfare Committee to Study the Health Code, Together With the Director of Health, to the End That the Laws Governing the Raising of Small Game in San Francisco May Be Relaxed So That the People of the City and County of San Francisco May Raise Said Small Game to Replenish Their Small Meat Allotment.

(Series of 1939)

Whereupon, the following resolution was presented:

Resolution No., as follows:

Whereas, there is an acute meat shortage in San Francisco; and
Whereas, meat will shortly be rationed so that each person will be allowed approximately 2¼ pounds per week; and

Whereas, one of the ways by which the people of San Francisco can increase their weekly meat allowance is by raising chickens, rabbits and other small animals; and

Whereas, there are certain stringent restrictions placed on the man-

ner in which small game may be raised within the City and County of San Francisco; now, therefore, be it

Resolved, That the Public Health and Welfare Committee of this Board is hereby instructed to check the Health Code, together with the Director of Health, with the thought in mind to relax the laws governing the raising of chickens, rabbits and other small animals so that the people of the City and County of San Francisco may raise such small game as will help to replenish their small meat allotment.

Referred to Public Health and Welfare Committee.

Supervisor MacPhee suggested that Supervisor Brown obtain desired information for the committee's consideration, in order that the committee might be enabled to report back thereon to the Board.

Supervisor Brown, thereupon, requested that the Clerk obtain from other cities, copies of their ordinances along such lines.

No objection and so ordered.

Report on Dinner Meeting With San Francisco State Legislators.

Supervisor Colman reported on dinner meeting held on Tuesday evening, December 22, 1942, at the St. Francis Hotel, at which, unfortunately, Supervisor MacPhee was unable to be present. Mr. Pierce, who was present, expressed his ideas of the distribution of surplus that now exists in the State treasury to the various political subdivisions. San Francisco's Assemblymen and State Senator Shelley expressed themselves as being interested in the matter. The members of the Board present also expressed their views.

Affairs of this character, continued Supervisor Colman, should be encouraged. It is an instructive way of informing members of the State Legislature what is in the minds of the Supervisors, and he hoped that evenings of that sort would be continued.

Supervisor MacPhee, whom Supervisor Colman had credited with the idea of the dinner meeting with San Francisco's State legislators, announced that credit should be given to Supervisor Gallagher, whose idea it was originally. He had merely gone along and cooperated with Supervisor Gallagher. However, Supervisor MacPhee continued, he thought it would be a good idea, before each session of the State Legislature, to sit down with the State legislators and exchange ideas.

Appointment of Supervisor Gallagher to Consult With Lieutenant Commander Bird, Mare Island.

Supervisor MacPhee, under his name on Roll Call, moved that Supervisor Gallagher, or some one named by him, be authorized to go to Mare Island to confer with the proper officers concerning the acquisition by San Francisco of a suitable section of the superstructure of the U.S.S. "San Francisco," as contemplated in resolution previously adopted by the Board.

Supervisor Shannon objected to the motion, pointing out that the matter had been referred to committee.

However, after explanation of the circumstances by both Supervisor MacPhee and Supervisor Gallagher, Supervisor Shannon withdrew his objection, and the motion was *unanimously carried*.

Report on Meeting of General Committee of the Regional Development Council.

The Clerk read a report, presented by Supervisor Green, on meeting of General Committee of the Regional Development Council, December 12, 1942, at Hotel Stewart, San Francisco.

Report ordered filed.

Communications.

Communications, as follows, were presented, read by the Clerk and acted on as follows:

From Senator Hiram W. Johnson, acknowledging receipt of Resolution No. 3015, urging abolishing of all toll free privileges on Golden Gate Bridge.

Filed.

From State Assemblyman S. I. Heisinger, concerning further committee consideration by the State Assembly of subventions for streets and highways in San Francisco.

Supervisor Meyer and any other Supervisors so desiring, delegated to attend meetings, at Sacramento, January 2, 1943, at 10:00 a. m. Copy of communication to be sent to Supervisor Shannon.

Incorporation of County Supervisors Association.

Supervisor Green announced that he had been surprised to learn that the County Supervisors Association had not been incorporated. In connection therewith he read a rough draft of statement of the aims and purposes of that association, to be used in connection with incorporation proceedings, and invited suggestions from members of the Board.

ADJOURNMENT.

There being no further business, the Board, at the hour of 3:15 p. m., adjourned.

DAVID A. BARRY, Clerk.

Approved by the Board of Supervisors January 11, 1943.

Pursuant to Resolution No. 3402 (New Series) of the Board of Supervisors of the City and County of San Francisco, I, David A. Barry, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date hereon stated and approved as recited.

DAVID A. BARRY,
Clerk of the Board of Supervisors,
City and County of San Francisco.

Witness my hand
1943

